

# THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

1934

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Washington, Thursday, April 16, 1959

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

#### Miscellaneous Amendments

Effective upon publication in the FEDERAL REGISTER, § 6.321 and paragraphs (a), (b), (c), (h), (i), (l), (m), and (n) of § 6.323 are revoked, and paragraphs (e) through (l) are added to § 6.363 *Office of Civil and Defense Mobilization* as set out below.

- (e) One Assistant to the Director.
- (f) Director of Administration.
- (g) Director of Special Liaison.
- (h) Director of Program and Policy.
- (i) Director of Research.
- (j) The Deputy Assistant Director of the Office of Plans and Operations and the Deputy Assistant Director of each of the following offices under the Office of Plans and Operations: Federal, State, and Local Plans; Emergency Community Services; Continuity of Government; Chemical, Biological, and Radiological Defense; Communications and Warning; Shelter and Vulnerability Reduction.
- (k) The Deputy Assistant Director of the Office of Resources and Production and the Deputy Assistant Director of each of the following offices under the Office of Resources and Production: Resources Programming; Economic Stabilization; Transportation; Fuel and Energy; Production and Materials; and Telecommunications.

(l) The Deputy Assistant Director of the Office of Training, Education, and Public Affairs and the Deputy Assistant Director of each of the following offices under the Office of Training, Education, and Public Affairs: Public Affairs; Training and Education; National Organizations and Civic Affairs; Women's Activities.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] WM. C. HULL,  
Executive Assistant.

[F.R. Doc. 59-3150; Filed, Apr. 15, 1959; 8:46 a.m.]

### Chapter III—Foreign and Territorial Compensation

[Dept. Reg. 108.395]

### PART 325—ADDITIONAL COMPENSATION IN FOREIGN AREAS

#### Designation of Differential Posts

Section 325.15 *Designation of differential posts*, is amended as follows, effective as of the beginning of the first pay period following April 4, 1959:

1. Paragraph (b) is amended by the deletion of the following:

La Paz, Bolivia.

2. Paragraph (a) is amended by the addition of the following:

La Paz, Bolivia.

(Secs. 102, 401, E.O. 10000, 13 F.R. 5453, 3 CFR, 1948 Supp., E.O. 10623, E.O. 10636, 20 F.R. 5297, 7025, 3 CFR, 1955 Supp.)

For the Acting Secretary of State,

W. K. SCOTT,  
Assistant Secretary.

APRIL 2, 1959.

[F.R. Doc. 59-3182; Filed, Apr. 15, 1959; 8:49 a.m.]

## Title 14—CIVIL AVIATION

### Chapter I—Civil Aeronautics Board—Federal Aviation Agency

#### SUBCHAPTER A—CIVIL AIR REGULATIONS

[Supp. 7]

### PART 52—REPAIR STATION CERTIFICATES

#### Miscellaneous Amendments in General Certification Rules and Domestic Certificate Requirements

The amendments to Part 52 of the Civil Air Regulations which follow are designed to correct certain difficulties which have been experienced in field operations.

Section 52.8-1, having served its purpose, is rescinded; § 52.9-1 has been clarified in regard to display of the operations specifications issued as part of the repair station certificate; § 52.21(a) (1)(v) has been revised to clarify the existing item pertaining to contamination.

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## CFR SUPPLEMENTS

(As of January 1, 1959)

The following supplements are now available:

Titles 10-13, Rev. Jan. 1, 1959 (\$5.50)

Title 14, Parts 40-399 (\$0.55)

Title 18 (\$0.25)

Title 26, Part 300 to end, Title 27 (\$0.30)

Title 32, Parts 700-799 (\$0.70)  
Part 1100 to end (\$0.35)

Title 39 (\$0.70)

Title 43 (\$1.00)

Title 46, Parts 1-145 (\$1.00)

Title 49, Parts 1-70 (\$0.25)

Previously announced: Title 3, 1958 Supp. (\$0.35); Title 8 (\$0.35); Title 9, Rev. Jan. 1, 1959 (\$4.75); Titles 22-23 (\$0.35); Title 24, Rev. Jan. 1, 1959 (\$4.25); Title 25 (\$0.35); Title 26, Parts 1-79 (\$0.20); Parts 80-169 (\$0.20); Parts 170-182 (\$0.20); Title 32A (\$0.40); Titles 35-37 (\$1.25); Title 38 (\$0.55); Titles 40-42 (\$0.35); Title 46, Parts 146-149, 1958 Supp. 2 (\$1.50); Part 150 to end (\$0.50); Title 47, Part 30 to end (\$0.30); Title 49, Parts 71-90 (\$0.70); Parts 91-164 (\$0.40)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D.C.

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**CODIFICATION GUIDE**

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tion of precision test equipment by paint spraying, cleaning or machining operations; § 52.21-3(f) has been amended to eliminate the requirement that hot lockers be provided at all repair stations and to permit the use of other storage facilities which will serve to prevent deterioration from dampness or moisture; § 52.24-1(a) (5) has been revised to delete reference to "Designated Aircraft Maintenance Inspector" and to change "A&E" to "A&P"; § 52.27-1(c) (9) has been amended to provide for the issuance of a limited repair station rating which will include authorization for the use of non-destructive inspection, testing and processing; § 52.27-1 has been amended to require the listing on Operations Specification Form ACA-390.1 of specifications used in the performance of specialized services for which a repair station is rated; § 52.30-1(a) has been amended to delete reference to Appendix A, an equipment checklist which is no longer useful; § 52.31-1(b) (8) has been amended to denote that the applicant need not have equipment and materials on his premises for conducting aircraft weight and balance operations provided he contracts such work to an outside agency having

such equipment and materials; § 52.32-1 (b) (4) has been amended by substituting the word "Functional" for the word "Bench" in the item pertaining to the checking of powerplant accessories and to denote that the applicant need not have equipment and materials on his premises for this function provided he contracts such work to an outside agency having such equipment and materials, and § 52.33-1(b) (4) has been amended by the deletion of reference to "draft-free area" in the item pertaining to the testing of propellers for horizontal and vertical balance.

Since these amendments either constitute interpretative rules or involve matters of minor importance, compliance with the notice, public participation and effective date provisions of section 4 of the Administrative Procedure Act is unnecessary.

In consideration of the foregoing, I hereby amend Part 52 of the Civil Air Regulations (14 CFR Ch. I), effective upon the date of publication in the FEDERAL REGISTER as follows:

**§ 52.8-1 [Rescission]**

1. Rescind § 52.8-1 *Exchange of certificates (FAA policies which apply to § 52.8)*.

2. Amend § 52.9-1 to read as follows:

**§ 52.9-1 Display of certificates (FAA interpretations which apply to § 52.9).**

The repair station certificate, and the repair station operations specifications which are a part of such certificate, must be displayed in a location normally accessible to the general public, and must not be obscured.

**§ 52.21-2 [Amendment]**

3. Amend § 52.21-2(a) (1) (v) to read as follows:

(v) Paint spraying, cleaning or machining operations are conducted so close to testing operations that the precision of test equipment may be affected.

**§ 52.21-3 [Amendment]**

4. Revise § 52.21-3(f) to read as follows:

(f) *Radio repair stations.* In addition to the requirements of §§ 52.21-1 and 52.21-2, radio repair stations must provide storage facilities which will assure the protection of parts, components, and complete units susceptible to deterioration from dampness or moisture.

**§ 52.24-1 [Amendment]**

5. Amend § 52.24-1(a) (5) to read as follows:

(5) Type and serial number of FAA certificates held (e.g., A&P 12175).

**§ 52.27-1 [Amendment]**

6. Revise § 52.27-1(c) (9) to read as follows:

(9) Nondestructive inspection, testing and processing.

b. Add new paragraph (d) to § 52.27-1 to read as follows:

(d) *Acceptable specifications.* For a limited rating for specialized services, the

operations specifications (Form ACA-390.1) will also contain the specification to be used by the repair station in performing the specialized services for which it is rated. This specification may be a civil or military specification currently used by the industry and which is acceptable to the Administrator or a specification developed by the applicant and approved by the Administrator.

**§ 52.30-1 [Amendment]**

7. Delete the parenthetical phrase "(See Appendix A for equipment check list)" which follows the last sentence of § 52.30-1.

**§ 52.31-1 [Amendment]**

8. Amend § 52.31-1(b) (8) to read as follows:

(8) Assembly operations:

Assembly of airframe component parts such as landing gear, wings, controls, etc.

Rigging and alignment of airframe components, including the complete aircraft and control system.

Installation of powerplants.

Installation of instruments and accessories. Assembly and fitting of cowlings, fairings, etc. Repair and assembly of plastic components such as windshields, windows, etc.

Jack or hoist complete aircraft.

Conduct aircraft weight and balance operations (this function will be conducted in draft free area).\*

Balance control surfaces.

**§ 52.32-1 [Amendment]**

9. Amend § 52.32-1(b) (4) to read as follows:

(4) Perform assembly operations:

Valve and ignition timing operations.

Fabricate and test ignition harnesses.

Fabricate and test rigid and flexible fluid lines.

Prepare engines for long- or short-term storage.

Functional check powerplant accessories (this check is not to be confused with the more complex performance test of overhaul).\*

Hoist engines by mechanical means.

Install engines in aircraft.\*<sup>1</sup>

Align and adjust engine controls.\*<sup>1</sup>

**§ 52.33-1 [Amendment]**

10. Amend § 52.33-1(b) (4) to read as follows:

(4) Balance propellers:

Test for proper track on aircraft.

Test for horizontal and vertical unbalance (this test will be accomplished with the use of precision equipment).

(Sec. 313(a), 72 Stat. 752; 49 U.S.C. 1354(a). Interpret or apply secs. 101, 601, 602, 605, 607, 610; 72 Stat. 737, 775, 776, 778, 779, 780; 49 U.S.C. 1301, 1421, 1422, 1425, 1427)

Issued in Washington, D.C., on April 9, 1959.

E. R. QUESADA,  
Administrator.

[F.R. Doc. 59-3153; Filed, Apr. 15, 1959; 8:46 a.m.]

<sup>1</sup> These functions, when completed, must be inspected by either an appropriately rated certificated mechanic or certified repairman. Persons supervising or inspecting these functions must be thoroughly familiar with the pertinent installation details involved.

## Title 21—FOOD AND DRUGS

### Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

#### SUBCHAPTER C—DRUGS

#### PART 146e—CERTIFICATION OF BACITRACIN AND BACITRACIN-CONTAINING DRUGS

##### Bacitracin-Neomycin in Oil Veterinary

Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended; sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 357, 371) and delegated to the Commissioner of Food and Drugs by the Secretary (23 F.R. 9500), the regulations for certification of bacitracin and bacitracin-containing drugs (23 F.R. 3595) are amended as follows:

Section 146e.429 *Bacitracin-neomycin in oil veterinary* is amended in the following respects:

1. Paragraph (b) is changed to read as follows:

(b) *Packaging.* It shall be packaged in collapsible tubes that are well-closed containers as defined by the U.S.P. or in glass containers that are tight containers as defined by the U.S.P. The composition of the immediate container and closure shall be such as will not cause any change in the strength, quality, or purity of the contents beyond any limit therefor in applicable standards, except that minor changes so caused that are normal and unavoidable in good packaging, storage, and distribution practice shall be disregarded.

2. In paragraph (c) *Labeling*, subparagraph (1) is amended by adding thereto the following subdivision (vi):

(vi) If it is packaged in a container of glass, the statements "For intramammary infusions of cattle only" and "Shake well."

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since it was drawn in collaboration with interested members of the affected industry and since it would be against public interest to delay providing for the amendments set forth in this order.

*Effective date.* This order shall become effective upon publication in the FEDERAL REGISTER since both the public and the affected industry will benefit by the earliest effective date, and I so find.

(Sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371. Interpret or apply sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357)

Dated April 10, 1959.

[SEAL]

JOHN L. HARVEY,  
Deputy Commissioner  
of Food and Drugs.

[F.R. Doc. 59-3114; Filed, Apr. 15, 1959; 8:45 a.m.]

## Title 15—COMMERCE AND FOREIGN TRADE

### Chapter II—National Bureau of Standards, Department of Commerce

#### PART 230—STANDARD SAMPLES AND REFERENCE STANDARDS ISSUED BY THE NATIONAL BUREAU OF STANDARDS

##### Subpart B—Standard Samples and Reference Standards With Schedule of Weights and Fees

###### DESCRIPTIVE LIST; URANIUM ISOTOPIC STANDARDS

In accordance with the provisions of section 4 (a) and (c) of the Administrative Procedure Act, it has been found that notice and hearing on these schedules of fees are unnecessary for the reason that such procedures, because of the nature of these rules, serve no useful purpose. This amendment is effective from March 30, 1959.

1. Section 230.11(y) *Uranium isotopic standards* is amended to read as follows:

(y) *Uranium isotopic standards.*

Standard No.	Price	Isotopic abundances, weight percent			
		U <sup>231</sup>	U <sup>232</sup>	U <sup>233</sup>	U <sup>235</sup>
U005.....	\$20.50	0.0023	0.483	0.0046	99.51
U010.....	20.50	.0054	.991	.0067	98.99
U015.....	20.50	.009	1.51	.016	98.47
U020.....	21.00	.012	2.01	.016	97.96
U030.....	21.00	.018	3.01	.020	96.95
U050.....	21.00	.028	4.95	.048	94.98
U200.....	23.50	.125	19.80	.209	79.86
U350.....	26.50	.249	34.89	.170	64.69
U750.....	33.50	.593	75.12	.252	24.03
U800.....	34.00	.660	80.07	.246	19.02
U850.....	35.00	.64	84.89	.37	14.00
U900.....	36.00	.77	90.10	.33	8.80
U930.....	37.50	1.08	93.27	.205	5.44

Two additional standards, U100 and U150 having nominal compositions of 10 percent and 15 percent, respectively, will be available within two months.

These standards are available to SS stations, AEC licensees, and foreign governments which have entered into an Agreement for Cooperation with the United States Government concerning the Civil Uses of Atomic Energy. The request for uranium isotopic standards must be made on special purchase request forms (Form NBS-235) obtainable free of charge from the Department of Commerce, National Bureau of Standards, Chemistry Division, Washington 25, D.C.

Domestic orders should be addressed directly to the National Bureau of Standards. Foreign orders should be sent in triplicate to the Division of International Affairs, U.S. Atomic Energy Commission, Washington 25, D.C. Standards will be shipped postpaid from the National Bureau of Standards.

Remittances in payment of foreign orders must be made payable to the National Bureau of Standards and are requested in advance. These remittances must be drawn on a bank in the United States and payable at the standard rate of United States currency.

(Sec. 9, 31 Stat. 1450, as amended; 15 U.S.C. 277. Interprets or applies sec. 7, 70 Stat. 959; 15 U.S.C. 275a)

R. D. HUNTOON,  
Deputy Director,  
National Bureau of Standards.

Approved:

LEWIS STRAUSS,  
Secretary of Commerce.

[F.R. Doc. 59-3152; Filed, Apr. 15, 1959; 8:46 a.m.]

## Title 47—TELECOMMUNICATION

### Chapter I—Federal Communications Commission

[FCC 59-317]

#### PART 3—RADIO BROADCAST SERVICES

##### Power Limitation on Class IV AM Broadcast Stations

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 8th day of April 1959;

The Commission having under consideration the note appended to § 3.21(c) of its rules which is a statement of policy that no final action will be taken by the Commission on any application proposing the use of daytime power in excess of 250 watts by a Class IV station on a local channel, until appropriate coordination of the rules providing for the use of such power has been effected with other North American countries; and the note appended to § 3.28(b) of its rules which provides that pending action with respect to ratification and entry into force of the North American Regional Broadcast Agreement and the U.S./Mexican Agreement, no assignment for a standard broadcast station will be made which would be inconsistent with the terms of these agreements; and

It appearing that the U.S./Mexican Agreement would permit daytime operation of Class IV stations with a maximum power of 1 kilowatt in all areas of the United States more than 100 kilometers (62 miles) from the United States/Mexican border; and

It further appearing that the governments of Canada, the Dominican Republic and the United Kingdom, all parties to the North American Regional Broadcasting Agreement, have agreed to the daytime operation of Class IV stations with a maximum power of 1 kilowatt in all areas of the United States; and

It further appearing that it has been concluded, in consultation with the Government of Cuba, that the daytime operation of Class IV stations with a maximum power of 1 kilowatt in all areas of the United States except that part of the State of Florida south of 28 degrees north latitude and between 80 and 82 degrees west longitude, will not involve interference to Cuban stations beyond the potential which exists under the terms of the NARBA, to which Cuba is a party; and

It further appearing that the change in the notes appended to §§ 3.21(c) and 3.28(b) of the Commission's rules concerning the power limitation for Class IV standard broadcast stations on local channels, as set forth below, has as its purpose the announcement of a change in policy with respect to the prospective processing of applications for such facilities; and that therefore the public notice and procedure, and effective date notification, otherwise required by sections 4 (a) and (c) of the Administrative Procedure Act are not necessary; and

It further appearing that the amendments adopted herein are issued pursuant to authority contained in sections 4(i), 5(d)(1) and 303 (c), (f), and (r) of the Communications Act of 1934, as amended;

*It is ordered*, That effective April 16, 1959, the notes appended to §§ 3.21(c) and 3.28(b) of the rules are amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interpret or apply sec. 303, 48 Stat. 1082, as amended; sec. 5, 66 Stat. 713; 47 U.S.C. 303, 155)

Released: April 13, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

1. Amend the text of the note following § 3.21(c) to read as follows:

NOTE: The power ceiling for Class IV stations under the North American Regional Broadcasting Agreement (NARBA) is 250 watts. The Agreement between the United States of America and the United Mexican States Concerning Radio Broadcasting in the Standard Broadcast Band would permit daytime operation of Class IV stations with a maximum power of 1 kilowatt in all areas of the United States more than 100 kilometers (62 miles) from the United States/Mexican border. Pursuant to the U.S./Mexican Agreement and informal coordination with the other NARBA signatories, the Commission will consider applications proposing the use of daytime power in excess of 250 watts by a Class IV station providing such station is located more than 100 kilometers (62 miles) from the U.S./Mexican border, or, if located in the State of Florida, providing that such station is not located south of 28 degrees north latitude and between 80 and 82 degrees west longitude.

2. Amend the text of the first paragraph of the note following § 3.28(b) to read as follows:

NOTE: Pending action with respect to ratification and entry into force of the North American Regional Broadcasting Agreement, Washington, 1950 (referred to herein as NARBA), and the Agreement between the United States of America and the United Mexican States Concerning Radio Broadcasting in the Standard Broadcast Band (referred to herein as the U.S./Mexican Agreement) no assignment for a standard broadcast station will be made which would be inconsistent with the terms of these agreements, except for the power ceiling permitted for Class IV stations on local channels, pursuant to § 3.21(c):

[F.R. Doc. 59-3187; Filed, Apr. 15, 1959; 8:50 a.m.]

[FCC 59-321]

## PART 8—STATIONS ON SHIPBOARD IN THE MARITIME SERVICES

### Order Regarding Ship Exemptions

In the matter of exemption from the radiotelephone requirements of Title III, Part III of the Communications Act of 1934, as amended, for all United States vessels subject thereto which are of less than 50 gross tons, when navigated not more than 1,000 feet from land at mean low tide in the coastal waters and tidewaters of the Gulf of Mexico between the Rio Grande River and East Cape, Florida.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 8th day of April 1959;

The Commission having under consideration the above-captioned matter; and

It appearing that section 383 of the Communications Act of 1934, as amended, provides that "the Commission shall exempt from the provisions of this part any vessel, or class of vessels, in the case of which the route or conditions of the voyage, or other conditions or circumstances, are such as to render a radio installation unreasonable, unnecessary, or ineffective, for the purpose of this Act."; and

It further appearing that by Report and Order of May 8, 1957, the Commission reviewed the most basic factors affecting the safety need of radio on a vessel and established a formula to be used in considering applications for exemption from Title III, Part III of the Communications Act, as follows:

An exemption may be granted, other elements permitting, when it can be determined that (a) the vessel is of less than 50 gross tons and is navigated not more than 1,000 feet from nearest land, or (b) the water is so shallow and other circumstances are such that in event of distress passengers could safely reach shore without outside assistance, or (c) there are no coast or ship stations from which assistance could be requested by means of the required radio installation either in the 2-3 Mc band or in the 156-162 Mc band.

It further appearing that upon consideration of special circumstances in the above-defined area, including average tidal fluctuations and configuration of the terrain, criterion (a) of the established exemption formula, as applied to this area, should be modified to stipulate that the permissible distance from land should be considered during mean low tide; and

It further appearing that with such modification it would be desirable, as a public convenience in rendering it unnecessary for operators of vessels navigated in the area, which meet this criterion, to file formal individual exemption applications, and for administrative purposes, to include such vessels in a general exemption;

*It is ordered*, That, pursuant to section 383 of the Communications Act of 1934, as amended, all United States vessels subject to Title III, Part III of said Act

which are of less than 50 gross tons and are navigated not more than 1,000 feet from the nearest land at mean low tide in the coastal waters and tidewaters of the Gulf of Mexico in the area between the Rio Grande River and Cape Sable, East Cape, Florida, are exempt from the provisions of Title III, Part III of the Communications Act of 1934, as amended.

*It is further ordered*, That this exemption in its entirety or as to any one or more individual vessels, may be terminated by the Commission at any time without hearing if, in the Commission's discretion, the need for such action arises.

Released: April 13, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3188; Filed, Apr. 15, 1959; 8:50 a.m.]

[Docket No. 12607; FCC 59-324]

## PART 12—AMATEUR RADIO SERVICE

### Civil Emergency Services

In the matter of amendment of §§ 12.64, 12.111, and 12.231(a) of the Commission's rules so as to permit remote control of stations in the Amateur and Radio Amateur Civil Emergency Services when operating in the 220-225 Mc band and to permit use of 6F2 emission by stations in these services when operating between 50.35 and 50.75 Mc.

1. The Commission adopted a Notice of Proposed Rule Making in the above-captioned proceeding on September 17, 1958. Ample opportunity was afforded interested persons to submit comments either in support of or in opposition to the rule amendments proposed. The time for filing of both original and reply comments in regard to the proposed rule changes has now expired.

2. The Notice of Proposed Rule Making proposed amendment of §§ 12.64(b), 12.111(h), and 12.231(a) (2) of the Commission's rules so as to allow: (a) the conduct of remote control operations on frequencies in the 220-225 Mc band; and (b) use of type 6F2 emission by amateur stations operating on frequencies between 50.0 and 52.5 Mc.

3. A total of 36 original comments and no reply comments were filed in this proceeding. Of the total number of comments filed 30 advocated adoption of the proposed rule changes. A substantial portion of the comments advocating adoption of the proposed amendments were filed by civil defense organizations. Typical of such comment is that filed by the Office of Civil and Defense Mobilization which states in part:

Many emergency locations for non-military defense communications center operations in areas where terrain conditions are such that radio remote control of base stations is a prerequisite to the expeditious handling of large volume of emergency civil defense

transmissions. In mountainous or inaccessible areas, while line control may be prohibitively expensive or unattainable. In other areas, wire service may be vulnerable to blast damage and sabotage in radio linkage.

We wish to encourage the use of radio teletype in RACES operations to the greatest extent possible because of the result in speed and accuracy, which could be affected in handling a large volume of emergency civil defense transmissions with this type of equipment. The proposed amendment to authorize 6F2 emission when operating in frequencies between 50.35 and 50.75 Mc, in addition to the presently authorized 53.35 to 53.75 Mc band, if adopted, would permit duplex simultaneous transmission and reception. This type of operation would greatly enhance the speed in efficiency of emergency communications.

Inasmuch as both proposals, if adopted, would result in the improvement of the Radio Amateur Civil Emergency Service, the Office of Civil and Defense Mobilization wholeheartedly supports the concepts embraced by the rule making.

Typical of the comments filed by parties, other than civil defense agencies, which advocated adoption of the proposed rules is that of the American Radio Relay League, Inc. This comment states in part:

As concerns the proposal to permit narrow-band frequency modulation for telegraphy in the amateur band in the 50-54 Mc, the League sees no objection. Inasmuch as A2 emission, which may occupy substantially the same bandwidth, is already permitted in the band, and F2 emission is already permitted in the 52.5-54 Mc with other forms of frequency modulation, it would appear that no greater interference problems would occur if the proposal is adopted.

As concerns the proposal to permit radio remote control in the 220-225 Mc band, the League has no objection in principle. However because of the nature of radio remote control operations, it may be difficult for users of these systems to insure that interference with other communications already in progress will not occur, or that no interference to the remote system will develop. Therefore, to minimize potential mutual interference between normal amateur operations and their remote operations, the League recommends that remote privileges should be extended only in the upper half of the band; that is, 222.5-225.0 Mc.

4. Comments opposing adoption of the proposed rule changes were filed by the Wilkesburg Emergency Net, Victor R. Frank, Chester L. Smith, Charles F. Smith, R. C. Sutton, and the Pittsburgh Six Meter Net.

The comments of the Wilkesburg Emergency Net and of the Pittsburgh Six Meter Net each stated as the basis for their opposition: "We feel that this proposed action which would permit use of 6F2 emission in the 50.0 to 52.5 Mc range is contrary to the efforts to promote greater use of the six-meter band [50.0-54.0 Mc] inasmuch as F2 emission is now permitted in the segment 52.5 to 54.0 Mc." The opposition of Victor R. Frank to the proposed amendments was stated as follows: "I believe tone-type frequency-shift-key radio teletype (AFSK) is obsolete, a step backwards in the advancement of the art of radio communications." (This party, while opposing adoption of the rule amendment which would allow type 6F2 emission in the 50.0 to 52.5 Mc band, favors adoption of the proposed amend-

ment which would allow remote control operation in the 220 Mc band.) The objections of Chester L. Smith to adoption of the proposed amendments were stated as follows: "The proposed use of 50.35 to 50.75 Mc for 6F2 emission is unwarranted for CD purposes since available frequencies are adequate. The Radio Amateur Civil Emergency Services are an unnecessary and expensive duplication of the Amateur Radio Emergency Corps \* \* \* Since all the services now 'provided' by RACES can be provided by AREC without cost to the United States and other governmental agencies, any continuance of expansion of RACES is unjustified." The objections to adoption of the proposed rule amendment contained in the comments of Charles F. Smith, Jr., were stated as follows: "Because I honestly believe that such nationally vital things as the type of operation as RACES embraces should be on much much higher and less open frequencies, such as 12000 Mc, I am opposed to RACES being allowed in the segment 50.35 to 50.75 Mc."

5. Section 12.64(b) (6) provides that applications seeking authorization for operation of an amateur transmitter from a "remote control point" be accompanied by supplemental statements and diagrams which "show how radio remote control will be accomplished and what means will be employed to prevent unauthorized operation of the transmitter by signals other than those from the controlling unit." In view of this presently applicable rule provision and the fact that flexibility in the "remote control" operations of Radio Amateur Civil Emergency Service stations will be increased by permitting such operation in all of the 220-225 Mc band, the recommendation of the American Radio Relay League, Inc., that "remote privileges \* \* \* be extended only in the upper half of the band" is not being adopted.

6. The Commission, after carefully considering all properly filed comments, is persuaded that adoption of the proposed rule amendments will enhance the effectiveness of the Radio Amateur Civil Emergency Service and will not adversely affect Amateur Radio Service licensees to any substantial extent. Accordingly, the Commission finds that the public interest will be served by adoption of the rule amendments proposed by the Notice of Proposed Rule Making issued in this proceeding.

7. The amendments ordered herein are promulgated pursuant to authority contained in sections 4(i), and 303 of the Communications Act of 1934, as amended.

8. Accordingly, it is ordered, That effective May 20, 1959, Part 12 of the Commission's rules is amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Adopted: April 8, 1959.

Released: April 13, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION.

[SEAL] MARY JANE MORRIS,  
Secretary.

Part 12, of the Commission's rules, Amateur Radio Service, is amended in the following particulars:

1. Section 12.64(b) (6) is amended to read as follows:

(6) In the event that operation of an amateur transmitter from a remote control point by radio is desired, an application for a modified station license on FCC Form No. 610 or FCC Form No. 602, as appropriate, should be submitted with a letter requesting authority to operate in such a manner stating that the controlling transmitter at the remote location will operate within amateur frequency bands 220 megacycles or higher and that there will be full compliance with subparagraphs (1) through (5) of this paragraph. Supplemental statements and diagrams should accompany the application and show how radio remote control will be accomplished and what means will be employed to prevent unauthorized operation of the transmitter by signals other than those from the controlling unit. There should be included complete data on control channels, relays and functions of each, directional antenna design for the transmitter and receiver in the control circuit, and means employed for turning on and off the main transmitter from the remote control location.

2. Section 12.11(h) is amended to read as follows:

(h) 50.0 to 54.0 Mc using types A1, A2, A3, and A4 emissions, and narrow band frequency or phase modulation for radiotelephony or radiotelegraphy 51.0 to 54.0 Mc using type A0 emission, and on frequencies 52.5 to 54.0 Mc special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

3. Section 12.231(a) (2) is amended to read as follows:

(2) For use by all authorized stations:

Frequency band:	Authorized emission
28.55-28.75 Mc-----	0.1A1, 6A3, 6A4, 6F3.
29.45-29.65 Mc-----	0.1A1, 1.1F1, 6A3, 6A4, 40F3.
50.35-50.75 Mc-----	0.1A1, 6A2, 6A3, 6A4, 6F2, 6F3.
53.35-53.75 Mc-----	0.1A1, 1.1F1, 6A2, 6F2, 6A3, 6A4, 40F3.
145.17-145.71 Mc-----	0.1A1, 1.1F1, 6A2, 6F2, 6A3, 6A4, 40F3.
146.79-147.33 Mc-----	0.1A1, 1.1F1, 6A2, 6F2, 6A3, 6A4, 40F3.
220-225 Mc-----	0.1A1, 1.1F1, 6A2, 6F2, 6A3, 6A4, 40F3.

[F.R. Doc. 59-3190; Filed, Apr. 15, 1959; 8:50 a.m.]

## Title 50—WILDLIFE

### Chapter III—International Regulatory Agencies (Fishing and Whaling)

#### PART 301—PACIFIC HALIBUT FISHERIES

Regulations of the International Pacific Halibut Commission adopted pursuant to the Pacific Halibut Fishery Convention between the United States of



America and Canada, signed March 2, 1953.

- Sec.  
 301.1 Regulatory areas.  
 301.2 Length of halibut fishing seasons.  
 301.3 Closed seasons.  
 301.4 Catch limits in Areas 3 and 3A.  
 301.5 Size limits.  
 301.6 Licensing of vessels.  
 301.7 Retention of halibut taken under permit.  
 301.8 Conditions limiting validity of permits.  
 301.9 Statistical return by vessels.  
 301.10 Statistical return by dealers.  
 301.11 Closed nursery grounds.  
 301.12 Dory gear prohibited.  
 301.13 Nets prohibited.  
 301.14 Retention of tagged halibut.  
 301.15 Responsibility of master.  
 301.16 Supervision of unloading and weighing.  
 301.17 Previous regulations superseded.

AUTHORITY: §§ 301.1 to 301.17 issued under Art. III, 50 Stat., Part II, 1353.

#### § 301.1 Regulatory areas.

(a) Convention waters which include the territorial waters and the high seas off the western coasts of Canada and the United States of America including the southern as well as the western coasts of Alaska shall be divided into the following areas, all directions given being magnetic unless otherwise stated.

(b) Area 1A (South of Heceta Head) shall include all convention waters southeast of a line running northeast and southwest through Heceta Head Light, as shown on Chart 5802, published in July 1947, by the United States Coast and Geodetic Survey, Washington, D.C., which light is approximately latitude 44°08'18" N., longitude 124°07'36" W.

(c) Area 1B (Heceta Head to Willapa Bay) shall include all convention waters between Area 1A and a line running northeast and southwest through Willapa Bay Light on Cape Shoalwater, as shown on Chart 6185, published in July 1939, by the United States Coast and Geodetic Survey, which light is approximately latitude 46°43'17" N., longitude 124°04'15" W.

(d) Area 2 (Willapa Bay to Cape Spencer) shall include all convention waters off the coasts of the United States of America and of Alaska and of Canada between Area 1B and a line running through the most westerly point of Glacier Bay, Alaska, to Cape Spencer Light as shown on Chart 8304, published in June 1940, by the United States Coast and Geodetic Survey, which light is approximately latitude 58°11'57" N., longitude 136°38'18" W.; thence south one-quarter east and, except in the year 1959 is exclusive of the nursery areas closed, except in the year 1959, to all halibut fishing in § 301.11.

(e) Area 3A (Cape Spencer to Shumagin Islands) shall include all the convention waters off the coast of Alaska that are between Area 2 and a straight line running southeast one-half east from the highest point on Kupreanof Point, which highest point is approximately latitude 55°34'08" N., longitude 159°36'00" W.; the highest point on Kupreanof Point shall be determined from Chart 8859 as published May 1954

(2d Edition) by the United States Coast and Geodetic Survey, Washington, D.C.

(f) Area 3B (West of Shumagin Islands including Bering Sea) shall include all the convention waters off the coast of Alaska which are not included in Area 3A or in Area 2 or in the nursery area described in paragraph (b) in § 301.11.

#### § 301.2 Length of halibut fishing seasons.

(a) In Area 1A, the halibut fishing season shall commence at 6:00 a.m. of the 1st day of May and terminate at 6:00 a.m. of the 16th day of October, or at the time of termination of the Halibut fishing season in Area 3A, whichever is later.

(b) In Area 1B, the halibut fishing seasons shall commence and terminate at the same times as the halibut fishing seasons in Area 2 shall commence and terminate.

(c) In Area 2, except as provided in paragraph (d) of this section, there shall be two halibut fishing seasons: The first season commencing at 6:00 a.m. on the 1st day of May and terminating at 6:00 a.m. on a date to be determined and announced under paragraph (b) of § 301.4; the second season commencing at 6:00 a.m. on the 22d day of August and terminating at 6:00 a.m. on the 29th day of August.

(d) During the second halibut fishing season in Area 2, provided in paragraph (c) of this section, the Cape Scott-Goose Islands area as described in paragraph (e) of this section and the inside channels area of the Alexander Archipelago of southeastern Alaska as described in paragraph (f) of this section shall be closed to halibut fishing and no person shall fish for halibut in said closed areas or shall have halibut in his possession while fishing for other species therein or shall have halibut of any origin in his possession therein excepting in the course of a continuous transit across said closed areas.

(e) The boundaries of the Cape Scott-Goose Islands area, named in paragraph (d) of this section, stated in terms of the magnetic compass, are: From Bush Point on Don Peninsula, approximately latitude 52°15'38" N., longitude 128°18'54" W., to McInnis Island Light on McInnis Island, approximately latitude 52°15'48" N., longitude 128°43'22" W.; thence southwest by south one-quarter south approximately ninety-five miles to a point approximately latitude 51°24'00" N., longitude 130°48'00" W.; thence approximately eighty-one and one-half miles southeast by east one-quarter east to a point approximately latitude 50°17'10" N., longitude 129°36'00" W.; thence approximately fifty-four miles northeast by north one-quarter north to Cape Scott Light on Vancouver Island, approximately latitude 50°47'13" N., longitude 128°25'50" W.; thence along the eastern shore of Vancouver Island to Dillon Point, approximately one mile southeast of Masterman Island Light, approximately latitude 50°44'50" N., longitude 127°24'22" W.; thence to Tomlinson Point at the easterly entrance of Blunden Harbor on the mainland, approximately lat-

itude 50°54'10" N., longitude 127°15'24" W.; thence along the mainland shore to the point of origin at Bush Point. The points on Bush Point and McInnis Island shall be determined from Chart 328, as published July 1930 by the Canadian Hydrographic Service, Department of Marine, Ottawa; the points on Cape Scott, Dillon Point and Tomlinson Point shall be determined from Charts 3593, 3572 and 3574 respectively as published May 1955, June 1956 and March 1956 respectively, by the Canadian Hydrographic Service, Surveys and Mapping Branch, Department of Mines and Technical Surveys, Ottawa, provided that the duly authorized officers of Canada may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and such marks shall thereafter be considered as correctly defining said boundary.

(f) The boundaries of the inside channels area of the Alexander Archipelago of southeastern Alaska, named in paragraph (d) of this section, are: From Cape Spencer on the mainland, approximately latitude 58°12'36" N., longitude 136°39'48" W., to Column Point on Chichagof Island, approximately latitude 58°07'20" N., longitude 136°26'30" W.; thence along the western shore of Chichagof Island to Struya Point, approximately latitude 57°22'54" N., longitude 135°39'50" W.; thence to Range Point on Barahof Island, approximately latitude 57°22'26" N., longitude 135°39'35" W.; thence along the western shore of Baranof Island to Cape Ommaney, approximately latitude 56°09'50" N., longitude 134°40'15" W.; thence to Cape Decision on Kuiu Island, approximately latitude 56°00'07" N., longitude 134°08'03" W.; thence to Cape Pole on Kosciusko Island, approximately latitude 55°57'25" N., longitude 133°48'48" W.; thence along the southern shore of Kosciusko Island to a point latitude 56°01'00" N., longitude 133°17'25" W.; thence to a point on Prince of Wales Island, approximately latitude 56°01'00" N., longitude 133°15'15" W.; thence along the western shore of Prince of Wales Island to Cape Chacon, approximately latitude 54°41'35" N., longitude 132°01'00" W.; thence to Barren Island, approximately latitude 54°44'40" N., longitude 131°20'57" W.; thence to Tree Point on the mainland, approximately latitude 54°48'12" N., longitude 130°55'58" W.; thence along the mainland shore to the point of origin at Cape Spencer. The described points shall be determined from the following charts published by the United States Coast and Geodetic Survey at Washington, D.C.: Cape Spencer and Column Point from Chart 8304, published June 1940 and revised June 1956; Struya Point and Range Point from Chart 8248, published February 1931 and revised September 1955; Cape Ommaney and Cape Decision from Chart 8252, published March 1943 and revised September 1958; Cape Pole and the unnamed points on Kosciusko Island and Prince of Wales Island from Chart 8152, published March 1933 and revised July 1957; Cape Chacon, Barren Island and Tree Point from Chart 8102, pub-

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lished March 1935 and revised December 1957.

(g) In Area 3A, the halibut fishing season shall commence at 6:00 a.m. of the 1st day of May and terminate at 6:00 a.m. on a date to be determined and announced under paragraph (b) of § 301.4.

(h) In Area 3B, the halibut fishing season shall commence at 6:00 a.m. of the 1st day of April and terminate at 6:00 a.m. of the 16th day of October, or at the time of termination of the halibut fishing season in Area 3A, whichever is later.

(i) All hours of opening and closing of areas in this section and other sections of these regulations shall be Pacific standard time.

### § 301.3 Closed seasons.

(a) Under paragraph 1 of Article I of the Convention, all convention waters shall be closed to halibut fishing except as provided in § 301.2.

(b) All convention waters, if not already closed under other provisions of these regulations, shall be closed to halibut fishing at 6:00 a.m. of the 1st day of December and shall remain closed until reopened as provided in § 301.2, and the retention and landing of any halibut caught during this closed period shall be prohibited.

(c) Nothing contained in these regulations shall prohibit the fishing for species of fish other than halibut or prohibit the International Pacific Halibut Commission, hereafter in these regulations referred to as "the Commission", from conducting or authorizing fishing operations for investigation purposes as provided for in paragraph 3 of Article I of the Convention.

### § 301.4 Catch limits in Areas 2 and 3A.

(a) The quantity of halibut to be taken during the first halibut fishing season in Area 2 and during the halibut fishing season in Area 3A in 1959 shall be limited to 26,500,000 pounds and 30,000,000 pounds respectively of salable halibut, the weights in each limit to be computed as with heads off and entrails removed.

(b) The Commission shall as early in the said year as is practicable determine and announce the date on which it deems each limit of catch defined in paragraph (a) of this section will be attained, and the limit of each such catch shall then be that which shall be taken prior to said date, and fishing for halibut in the area to which each limit applies shall at that date be prohibited until each area is reopened to halibut fishing as provided in § 301.2, and provided that if it shall at any time become evident to the Commission that the limit will not be reached by such date, it may substitute another date.

(c) Catch limits shall apply only to the first halibut fishing season in Area 2 and to the single halibut fishing season in Area 3A.

### § 301.5 Size limits.

The catch of halibut to be taken from all areas shall be limited to halibut which with head on are 26 inches or more in

length as measured from the tip of the lower jaw to the extreme end of the middle of the tail or to halibut which with the head off and entrails removed are 5 pounds or more in weight, and the possession of any halibut of less than the above length, or the above weight, according to whether the head is on or off, by any vessel or by any master or operator of any vessel or by any person, firm or corporation, is prohibited.

### § 301.6 Licensing of vessels.

(a) All vessels of any tonnage which shall fish for halibut in any manner or hold halibut in possession in any area, or which shall transport halibut otherwise than as a common carrier documented by the Government of the United States or of Canada for the carriage of freight, must be licensed by the Commission: *Provided*, That vessels of less than five net tons or vessels which do not use set lines need not be licensed unless they shall require a permit as provided in § 301.7.

(b) Each vessel licensed by the Commission shall carry on board at all times while at sea the halibut license thus secured whether it is validated for halibut fishing or endorsed with a permit as provided in § 301.8 and this license shall at all times be subject to inspection by authorized officers of the Governments of Canada or the United States or by representatives of the Commission.

(c) The halibut license shall be issued without fee by the customs officers of the Governments of Canada or the United States or by representatives of the Commission or by fishery officers of the Governments of Canada or the United States at places where there are neither customs officers nor representatives of the Commission. A new license may be issued by the officer accepting statistical return at any time to vessels which have furnished proof of loss of the license form previously issued, or when there shall be no further space for record thereon, providing the receipt of statistical return shall be shown on the new form for any halibut or other species taken during or after the voyage upon which loss occurred.

(d) The halibut license of any vessel shall be validated before departure from port for each halibut fishing operation for which statistical return is required. This validation of a license shall be by customs officers or by fishery officers of the Governments of Canada or the United States when available at places where there are no customs officers and shall not be made unless the area in which the vessel will fish is entered on the license form and unless the provisions of § 301.9 have been complied with for all landings and all fishing operations since issue of the license, provided that if the master or operator of any vessel shall fail to comply with the provisions of § 301.9, the halibut license of such vessel may be validated by customs officers or by fishery officers upon evidence either that there has been a judicial determination of the offense or that the laws prescribing penalties therefor have been complied with, or that the said master or operator is no longer responsi-

ble for, nor sharing in, the operations of said vessel.

(e) The halibut license of any vessel fishing for halibut in Area 1A as defined in § 301.1 must be validated at a port or place within Area 1A prior to each such fishing operation during the second halibut fishing season in Areas 1B and 2 as defined in paragraphs (b) and (c) of § 301.2 and when Areas 1B and 2 are closed to halibut fishing.

(f) The halibut license of any vessel fishing for halibut in Area 3B when Area 3A is closed to halibut fishing must be validated at a port or place within Area 3B prior to such fishing, except that a vessel already fishing in Area 3B with a halibut license that was validated for halibut fishing in Area 3B or in Areas 3A and 3B prior to the date of closure of Area 3A, may continue to fish in Area 3B until first entry at a port or place with a validating officer or until any halibut is unloaded.

(g) The halibut license of any vessel departing from Area 3B with any halibut on board when Area 3A is closed to halibut fishing, must be validated at a port or place in Area 3B subsequent to fishing and prior to such departure.

(h) A halibut license shall not be validated for departure for halibut fishing in Areas 1A or 1B or 2 more than 48 hours prior to the commencement of any halibut fishing season in said areas; nor for departure for halibut fishing in Areas 3A or 3B from any port or place inside said areas more than 48 hours prior to the commencement of the halibut fishing season in said areas; nor for departure for halibut fishing in Areas 3A or 3B from any port or place outside said areas more than 5 days prior to the commencement of the halibut fishing season in said areas.

(i) A halibut license shall not be valid for halibut fishing in more than one of Areas 1A, 1B, 2 or 3A, as defined in § 301.1, during any one trip nor shall it be revalidated for halibut fishing in another of said areas while the vessel has any halibut on board.

(j) A halibut license shall not be valid for halibut fishing in any area closed to halibut fishing nor for the possession of halibut in any area closed to halibut fishing except while in actual transit to or within a port of sale and as provided in paragraph (m) of this section.

(k) Any vessel which is not required to be licensed for halibut fishing under paragraph (a) of this section shall not possess any halibut of any origin in any area closed to halibut fishing except while in actual transit to or within a port of sale.

(l) A halibut license shall not be valid for halibut fishing in any area while a permit endorsed thereon is in effect, nor shall it be validated while halibut taken under such permit is on board.

(m) A halibut license when validated for halibut fishing in Area 3A shall not be valid for the possession of any halibut in Area 2 if said vessel is in possession of baited gear more than 25 miles from Cape Spencer Light, Alaska; and a halibut license when validated for halibut fishing in Area 3B shall not be valid for the possession of any halibut in Area



3A, when Area 3A is closed to halibut fishing, if said vessel is in possession of baited gear more than 20 miles by navigable water route from the boundary between Areas 3A and 3B.

(n) No person on any vessel which is required to have a halibut license under paragraph (a) of this section shall fish for halibut or have halibut in his possession, unless said vessel has a valid license issued and in force in conformity with the provisions of this section.

#### § 301.7 Retention of halibut taken under permit.

(a) There may be retained for sale on any vessel which shall have a permit as provided in § 301.8 such halibut as is caught incidentally to fishing by that vessel in any area after it has been closed to halibut fishing under § 301.2 or § 301.4 with set lines (of the type commonly used in the Pacific Coast halibut fishery) for other species, not to exceed at any time one pound of halibut for each seven pounds of salable fish, actually utilized, of other species not including salmon or tuna, and such halibut may be sold as the catch of said vessel, the weight of all fish to be computed as with heads off and entrails removed, provided that it shall not be a violation of this regulation for any such vessel to have in possession halibut in addition to the amount herein allowed to be sold if such additional halibut shall not exceed thirty percent of such amount and shall be forfeited and surrendered at the time of landing as provided in paragraph (e) of this section.

(b) There may be retained for sale on any vessel which shall have a permit as provided in § 301.8 such halibut as is caught incidentally to fishing for species of crab by that vessel in that part of Area 3B known as Bering Sea after 6:00 a.m. of the 1st day of April of the year 1959 with bottom trawl nets (of the type commonly used in the Bering Sea king crab fishery) whose cod ends or fish bags shall consist of webbing whose dry-stretched mesh shall measure not less than 12 inches between knots or hog rings, not to exceed at any time one pound of halibut for each five pounds drained weight of salable picked crab meat or the equivalent drained weight of crab meat in the shell or in vacuum-packed heat processed containers. The equivalent weight of meat in the shell shall be computed on the basis of 15 pounds of meat in the shell being equal to 6 pounds of drained picked crab meat and the equivalent weight of processed meat shall be computed on the basis of 6½ ounces of drained weight of processed crab being equal to 8 ounces of picked crab meat.

(c) Halibut retained under such permit shall not be filleted, flitched, steaked or butchered beyond the removal of the head and entrails while on the catching vessel.

(d) Halibut retained under such permit shall not be landed or otherwise removed or be received by any person, firm or corporation from the catching vessel until all halibut on board shall have been reported to a customs, fishery or other authorized enforcement officer

of the Governments of Canada or the United States by the captain or operator of said vessel and also by the person, firm or corporation receiving the halibut, and no halibut or other fish or crabs shall be landed or removed or be received from the catching vessel, except with the permission of said officer and under such supervision as the said officer may deem advisable.

(e) Halibut retained under such permit shall not be purchased or held in possession by any person other than the master, operator or crew of the catching vessel in excess of the proportion allowed in paragraph (a) of this section until such excess, whatever its origin, shall have been forfeited and surrendered to the customs, fishery or other authorized officers of the Governments of Canada or the United States. In forfeiting such excess, the vessel shall be permitted to surrender any part of its catch of halibut, provided that the amount retained shall not exceed the proportion herein allowed.

(f) Permits for the retention and landing of halibut caught in Areas 1A, 1B, 2, 3A or 3B, exclusive of that part known as Bering Sea, in the year 1959 shall become invalid at 6:00 a.m., of the 16th day of November of said year or at such earlier date as the Commission shall determine.

(g) Permits shall become invalid for the retention of halibut caught in that part of Area 3B known as Bering Sea after 6:00 a.m. of the 15th day of November in the year 1959 and shall become invalid for the landing of halibut caught under permit in that part of Area 3B known as Bering Sea after 6:00 a.m. of the 15th day of December of the year 1959 or at such earlier dates as the Commission shall determine.

#### § 301.8 Conditions limiting validity of permits.

(a) Any vessel which shall be used in fishing for other species than halibut in any area after it has been closed to halibut fishing under § 301.2 or § 301.4 must have a halibut license and a permit if it shall retain, land or sell any halibut caught incidentally to such fishing or possess any halibut of any origin during such fishing, as provided in § 301.7.

(b) The permit shall be shown by endorsement of the issuing officer on the face of the halibut license form held by said vessel and shall show the area or areas for which the permit is issued.

(c) The permit shall terminate at the time of the first landing thereafter of fish or crabs of any species and a new permit shall be secured before any subsequent fishing operation for which a permit is required.

(d) A permit shall not be issued to any vessel which shall have halibut on board taken while said vessel was licensed to fish in an open area unless such halibut shall be considered as taken under the issued permit and shall thereby be subject to forfeiture when landed if in excess of the proportion permitted in paragraph (a) or (b) of § 301.7.

(e) A permit shall not be issued to, or be valid if held by, any vessel which shall fish with other than set lines of

the type commonly used in the Pacific Coast halibut fishery except in that part of Area 3B known as Bering Sea as provided in paragraph (b) of § 301.7.

(f) The permit of any vessel shall not be valid unless the permit is granted before departure from port for each fishing operation for which statistical returns are required. This granting of a permit shall be by customs officers or by fishery officers of the Governments of Canada or the United States when available at places where there are no customs officers and shall not be made unless the area or areas in which the vessel will fish is entered on the halibut license form and unless the provisions of § 301.9 have been complied with for all landings and all fishing operations since issue of the license or permit, provided that if the master or operator of any vessel shall fail to comply with the provisions of § 301.9, the permit of such vessel may be granted by customs or fishery officers upon evidence either that there has been a judicial determination of the offense or that the laws prescribing penalties therefor have been complied with, or that the said master or operator is no longer responsible for, nor sharing in, the operations of said vessel.

(g) A permit shall not be valid for the landing of halibut caught incidentally to fishing for crabs in that part of Area 3B known as Bering Sea unless the vessel shall show documentary evidence of date of departure from some port or place within said area, or from Akutan, Alaska, subsequent to such fishing. Such documentary evidence may consist of a certified written statement of a properly identified and responsible resident within that part of Area 3B known as Bering Sea or at Akutan.

(h) The permit of any vessel shall not be valid if said vessel shall have in its possession at any time halibut in excess of the amount allowed under paragraph (a) or (b) of § 301.7.

(i) No person shall retain, land or sell any halibut caught incidentally to fishing for other species in any area closed to halibut fishing under § 301.2 or § 301.4, or shall have halibut of any origin in his possession during such fishing, unless such person is a member of the crew of and is upon a vessel with a halibut license and with a valid permit issued and in force in conformity with the provisions of §§ 301.7 and 301.8.

#### § 301.9 Statistical return by vessels.

(a) Statistical return as to the amount of halibut taken during fishing operations must be made by the master or operator of any vessel licensed under these regulations and as to the amount of halibut and other species by the master or operator of any vessel operating under permit as provided for in §§ 301.7 and 301.8, within 96 hours of landing, sale or transfer of halibut or of first entry thereafter into a port where there is an officer authorized to receive such return.

(b) The statistical return must state the port of landing and the amount of each species taken within the area or areas defined in these regulations, for which the vessel's license is validated for halibut fishing or within the area or

areas for which the vessel's license is endorsed as a permit.

(c) The statistical return must include all halibut landed or transferred to other vessels and all halibut held in possession on board and must be full, true and correct in all respects herein required.

(d) The master or operator or any person engaged on shares in the operation of any vessel licensed or holding a permit under these regulations may be required by the Commission or by any officer of the Governments of Canada or the United States authorized to receive such return to certify to its correctness to the best of his information and belief and to support the certificate by a sworn statement. Validation of a halibut license or issuance of a permit after such sworn return is made shall be provisional and shall not render the license or permit valid in case the return shall later be shown to be false or fraudulently made.

(e) The master or operator of any vessel holding a license or permit under these regulations shall keep an accurate log of all fishing operations including therein date, locality, amount of gear used, and amount of halibut taken daily in each such locality. This log record shall be retained for a period of two years and shall be open to inspection by representatives of the Commission authorized for this purpose.

(f) The master, operator or any other person engaged on shares in the operation of any vessel licensed under these regulations may be required by the Commission or by any officer of the Governments of Canada or the United States to certify to the correctness of such log record to the best of his information and belief and to support the certificate by a sworn statement.

#### § 301.10 Statistical return by dealers.

(a) All persons, firms or corporations that shall buy halibut or receive halibut for any purpose from fishing or transporting vessels or other carrier shall keep and on request furnish to customs officers or to any enforcing officer of the Governments of Canada or the United States or to representatives of the Commission, records of each purchase or receipt of halibut, showing date, locality, name of vessel, person, firm or corporation purchased or received from and the amount in pounds according to trade categories of the halibut and other species landed with the halibut.

(b) All persons, firms or corporations receiving fish from a vessel fishing under permit as provided in § 301.7 shall within 48 hours make to an authorized enforcement officer of the Governments of Canada or the United States a signed statistical return showing the date, locality, name of vessel received from and the amount of halibut and of other species landed with the halibut and certifying that permission to receive such fish was secured in accordance with paragraph (d) of § 301.7. Such persons, firms or corporations may be required by any officer of the Governments of Canada or the United States to support the accuracy of the above signed statistical return with a sworn statement.

(c) All records of all persons, firms or corporations concerning the landing, purchase, receipt and sale of halibut and other species landed therewith shall be retained for a period of two years and shall be open at all times to inspection by any enforcement officer of the Governments of Canada or the United States or by any authorized representative of the Commission. Such persons, firms or corporations may be required to certify to the correctness of such records and to support the certificate by a sworn statement.

(d) The possession by any person, firm or corporation of halibut which such person, firm or corporation knows to have been taken by a vessel without a valid halibut license or a vessel without a permit when such license or permit is required, is prohibited.

(e) No person, firm or corporation shall unload any halibut from any vessel that has fished for halibut in Area 3B after the closure of Area 3A unless the license of said vessel has been validated at a port or place in Area 3B as required in paragraphs (f) and (g) of § 301.6 or unless permission to unload such halibut has been secured from an enforcement officer of the Governments of Canada or the United States.

#### § 301.11 Closed nursery grounds.

(a) The following areas have been found to be populated by small, immature halibut and are designated as nursery grounds and except in the year 1959 are closed to halibut fishing, and, except in the year 1959, no person shall fish for halibut in either of such areas, or shall have halibut in his possession while fishing for other species therein, or shall have halibut of any origin in his possession therein except in the course of a continuous transit across such area, or during continuous transit through such area for landing at the Port of Masset, Q.C.I.

(b) First, that area in the waters off the coast of Alaska within the following boundary as stated in terms of the magnetic compass unless otherwise indicated: From the north extremity of Cape Ulitka, Noyes Island, approximately latitude 55°33'48" N., longitude 133°43'35" W., to the south extremity of Wood Island, approximately latitude 55°39'44" N., longitude 133°42'29" W.; thence to the east extremity of Timbered Islet, approximately latitude 55°41'47" N., longitude 133°47'42" W.; thence to the true west extremity of Timbered Islet, approximately latitude 55°41'46" N., longitude 133°48'01" W.; thence southwest three-quarters south sixteen and five-eighths miles to a point approximately latitude 55°34'46" N., longitude 134°14'40" W.; thence southeast by south twelve and one-half miles to a point approximately latitude 55°22'23" N., longitude 134°12'48" W.; thence northeast thirteen and seven-eighths miles to the southern extremity of Cape Addington, Noyes Island, latitude 55°26'11" N., longitude 133°49'12" W.; and to the point of origin on Cape Ulitka. The boundary lines herein indicated shall be determined from Chart 8157, as published by the United States

Coast and Geodetic Survey at Washington, D.C., in June 1929, and Chart 8152, as published by the United States Coast and Geodetic Survey at Washington, D.C., in March 1933, and reissued March 1939, except for the point of Cape Addington which shall be determined from Chart 8158, as published by the United States Coast and Geodetic Survey in December 1923, provided that the duly authorized officers of the United States of America may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and such mark or marks shall thereafter be considered as correctly defining said boundary.

(c) Second, that area lying in the waters off the northern coast of Graham Island, British Columbia, within the following boundary, as stated in terms of the magnetic compass unless otherwise indicated: From the outer Entry Point Light, latitude 54°02'40" N., longitude 132°11'30" W.; thence northwest ten miles to a point approximately latitude 54°12'20" N., longitude 132°16'30" W.; thence true east approximately fourteen and one-half miles to a point which shall lie northwest of the highest point of Tow Hill, Graham Island, latitude 54°04'24" N., longitude 131°48'00" W.; thence southeast to the said highest point of Tow Hill. The points on the above mentioned island shall be determined from Chart 3754, published at the Admiralty, London, April 11, 1911, provided that the duly authorized officers of Canada may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and such marks shall thereafter be considered as correctly defining said boundary.

#### § 301.12 Dory gear prohibited.

The use of any hand gurdy or other appliance in hauling halibut gear by hand power in any dory or small boat operated from a vessel licensed under the provisions of these regulations is prohibited in all convention waters.

#### § 301.13 Nets prohibited.

(a) It is prohibited to retain halibut taken in Areas 1A, 1B, 2, 3A and in Area 3B, exclusive of that part known as Bering Sea, with a net of any kind or to have in possession any halibut in said areas while using any net or nets other than bait nets for the capture of other species of fish, nor shall any license or permit validated for said areas under these regulations be valid during the use or possession on board of any net or nets other than bait nets, provided that the character and the use of said bait nets conform to the laws and regulations of the country where they may be utilized and that said bait nets are utilized for no other purpose than the capture of bait for said vessel.

(b) It is prohibited to retain halibut taken in that part of Area 3B known as Bering Sea with any net which does not have a cod end or fish bag of webbing whose dry-stretched mesh measures 12 inches or more between knots or hog rings, nor shall any license or permit,

held by any vessel fishing for crabs in that part of Area 3B known as Bering Sea be valid for the possession of halibut during the use or possession on board of any net which does not have a cod end or fish bag of webbing whose dry-stretched mesh measures 12 inches or more between knots or hog rings.

#### § 301.14 Retention of tagged halibut.

Nothing contained in these regulations shall prohibit any vessel at any time from retaining and landing any halibut which bears a Commission tag at the time of capture, provided that such halibut with the tag still attached is reported at the time of landing to representatives of the Commission or to enforcement officers of the Governments of Canada or the United States and is made available to them for examination.

#### § 301.15 Responsibility of master.

Wherever in these regulations any duty is laid upon any vessel, it shall be the personal responsibility of the master or operator of said vessel to see that said duty is performed and he shall personally be responsible for the performance of said duty. This provision shall not be construed to relieve any member of the crew of any responsibility with which he would otherwise be chargeable.

#### § 301.16 Supervision of unloading and weighing.

The unloading and weighing of the halibut of any vessel licensed under these regulations and the unloading and weighing of halibut and other species of any vessel holding a permit under these regulations shall be under such supervision as the customs or other authorized officer may deem advisable in order to assure the fulfillment of the provisions of these regulations.

#### § 301.17 Previous regulations superseded.

These regulations shall supersede all previous regulations adopted pursuant to the Convention between Canada and the United States of America for the preservation of the halibut fishery of the

Northern Pacific Ocean and Bering Sea, signed March 2, 1953, except as to offenses occurring prior to the approval of these regulations. These regulations shall be effective as to each succeeding year, with the dates herein specified changed accordingly, until superseded by subsequently approved regulations. Any determination made by the Commission pursuant to these regulations shall become effective immediately.

WILLIAM M. SPRULES,  
*Chairman.*

SETON H. THOMPSON,  
*Vice Chairman.*

WILLIAM A. BATES.  
HAROLD S. HELLAND.  
MATTIAS MADSEN.  
RICHARD NELSON.

WILLIAM M. SPRULES,  
*Chairman.*

H. A. DUNLOP,  
*Secretary.*

Approved: March 31, 1959.

DWIGHT D. EISENHOWER.

[F.R. Doc. 59-3183; Filed, Apr. 15, 1959;  
8:49 a.m.]

## Title 42—PUBLIC HEALTH

### Chapter I—Public Health Service, Department of Health, Education, and Welfare

#### SUBCHAPTER D—GRANTS

### PART 53—GRANTS FOR SURVEY, PLANNING AND CONSTRUCTION OF HOSPITALS AND MEDICAL FACILITIES

#### Fire Brick Lining for Incinerators

Notice of proposed rule making, public rule making procedures and postponement of effective date have been omitted in the issuance of the following amendment of this part, which relates solely to grants to States, political subdivisions and public or other nonprofit agencies

for the construction of public and other nonprofit hospitals and medical facilities.

Subdivision (i) of § 53.153(a) (13) is amended as follows:

(i) Incinerators shall be installed in hospitals except where coal fired boilers suitable for waste destruction are available. If provided, the incinerator shall be designed to completely burn 60 percent wet garbage without objectionable smoke or odor. Where garbage is removed from the premises or disposed of by other means, incinerators will be required for the disposal of dressings, contagious and infectious materials, amputations and general rubbish. Rubbish incinerators shall be designed to completely burn 50 percent wet rubbish without objectionable smoke or odor. Gas or oil fired incinerators are desirable. Incinerators with capacities up to 500 pounds shall have the enclosing walls of combustion chambers lined with fire brick not less than 4½" thick. Incinerators of greater capacity shall have not less than 9" fire brick lining. The gases shall be carried to a point above the roof of the hospital.

(Sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216. Interpret or apply sec. 622, 60 Stat. 1042; 42 U.S.C. 291e.)

This amendment was approved by the Federal Hospital Council at a meeting held March 12, 1959, and shall become effective immediately on the date of publication in the FEDERAL REGISTER.

Dated: March 31, 1959.

[SEAL] L. E. BURNEY,  
*Surgeon General.*

Approved:

L. E. BURNEY,  
*Chairman, Federal Hospital  
Council.*

Approved: April 10, 1959.

ARTHUR S. FLEMMING,  
*Secretary of Health, Education,  
and Welfare.*

[F.R. Doc. 59-3181; Filed, Apr. 15, 1959;  
8:49 a.m.]

## PROPOSED RULE MAKING

### DEPARTMENT OF AGRICULTURE

#### Agricultural Marketing Service

#### [7 CFR Part 922]

### HANDLING OF VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PARTS OF CALIFORNIA

#### Approval of Expenses and Fixing of Rate of Assessment for 1958-59 Fiscal Year

Consideration is being given to the following proposals submitted by the Valencia Orange Administrative Committee, established under the marketing agreement and Order No. 22, as amended (7 CFR Part 922), regulating

the handling of Valencia oranges grown in Arizona and designated part of California, originally effective March 31, 1954, under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.; 68 Stat. 906, 1047), as the agency to administer the terms and provisions thereof: (1) That the Secretary of Agriculture find that expenses not to exceed \$172,000 will be necessarily incurred during the fiscal year November 1, 1958, through October 31, 1959, for the maintenance and functioning of the committee established under the aforesaid marketing agreement and order, as amended, and (2) that the Secretary of Agriculture fix, as the share of such expenses which each handler who first handles oranges shall pay during the fiscal year in ac-

cordance with the aforesaid marketing agreement and order, as amended, the rate of assessment of \$0.0075 per carton of oranges handled by such handler as the first handler thereof during such fiscal year.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file the same with the Director, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, Room 2077, South Building, Washington 25, D.C., not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

As used herein, "handle," "handler," "oranges," "fiscal year," and "carton"

shall have the same meaning as is given to each such term in said marketing agreement and order, as amended.

(Sec. 5, 49 Stat. 753, as amended; 7 U.S.C. 608c)

Dated: April 13, 1959.

[SEAL] FLOYD F. HEDLUND,  
Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 59-3185; Filed, Apr. 15, 1959; 8:49 a.m.]

## FEDERAL AVIATION AGENCY

[ 14 CFR Part 29 ]

### PHYSICAL STANDARDS FOR AIRMEN; MEDICAL CERTIFICATE

#### Extension of Time for Comments

In the notice of proposed rule making on this matter (Draft Release 59-1)

published in the FEDERAL REGISTER on March 21, 1959 (24 F.R. 2257), by the Administrator, it was stated that consideration would be given to all relevant matter in communications received on or before April 17, 1959. Several responsible aviation organizations have requested the Administrator to extend the date by which comments will be filed for an additional period of thirty days. These requests were predicated upon the desirability of polling the membership of such organizations in order to determine their views so that the organizations, acting on behalf of their respective memberships, could present duly representative comments.

Since the proposal contained in the draft release concerns the airman medical qualifications of the members of such organizations, and their comments would be helpful, the Acting Civil Air Surgeon finds that the date previously set for return of comments should be extended to May 17, 1959.

Therefore, pursuant to the authority delegated under § 405.27, I hereby give notice that the time within which comments will be received for Draft Release 59-1 is extended to May 17, 1959. Communications should be submitted in duplicate to the Docket Section, of the Federal Aviation Agency, Room B-316 at 1711 New York Avenue NW., Washington 25, D.C. Copies of such communications will be available after May 19, 1959, for examination by interested persons at the Docket Section.

(Sec. 313(a), 72 Stat. 752; 49 U.S.C. 1354(a). Interpret or apply secs. 601, 602, 72 Stat. 775, 776; 49 U.S.C. 1421, 1422).

Issued in Washington, D.C., on April 13, 1959.

DR. JOHN E. SMITH,  
Acting Chief,  
Office of Civil Air Surgeon.

[F.R. Doc. 59-3197; Filed, Apr. 15, 1959; 8:50 a.m.]

## NOTICES

## DEPARTMENT OF DEFENSE

Office of the Secretary

### ASSISTANT SECRETARY OF DEFENSE (SUPPLY AND LOGISTICS) AND SECRETARY OF ARMY

#### Delegation of Authority With Respect to St. Lawrence Seaway Project and Great Lakes Connecting Channels Project

The following delegation was made by the Secretary of Defense on April 9, 1959. Delegation of Authority published at 22 F.R. 5967 is hereby superseded and cancelled.

Delegation of authority to the Assistant Secretary of Defense (Supply and Logistics) and to the Secretary of the Army relative to the St. Lawrence Seaway Power Project, the St. Lawrence Seaway Navigation Project, and the Great Lakes Connecting Channels Project.

I. *Delegations of authority.* A. The following delegations of authority are promulgated pursuant to the authority vested in me by subsection 202(f) of the National Security Act of 1947, 61 Stat. 495, as amended, and Reorganization Plan No. 6 of 1953.

1. I hereby delegate to the Assistant Secretary of Defense (Supply and Logistics) full power and authority to act for and in the name of the Secretary of Defense, and to exercise the powers of the Secretary of Defense upon any and all matters concerning which the Secretary of Defense is authorized to act pursuant to Pub. Law 891, 81st Congress, 2d Session, 64 Stat. 1120, except as delegated in paragraph 2 below.

2. I hereby delegate to the Secretary of the Army full power and authority to act for and in the name of the Secretary of

Defense, and to exercise the powers of the Secretary of Defense upon any and all matters concerning which the Secretary of Defense is authorized to act pursuant to Pub. Law 891, 81st Congress, 2d Session, 64 Stat. 1120, insofar as such action is related to the St. Lawrence Seaway Power Project, the St. Lawrence Seaway Navigation Project, and the Great Lakes Connecting Channels Project.

3. All requests for waiver of the navigation and vessel inspection laws of the United States made hereunder by the Assistant Secretary of Defense (Supply and Logistics) or the Secretary of the Army to the head of any department or agency responsible for the administration of such laws shall be deemed to have been made by the Secretary of Defense and with the full authority and power of the Secretary of Defense.

B. The authority delegated herein may not be redelegated.

NEIL MCELROY,  
Secretary of Defense.  
MAURICE W. ROCHE,  
Administrative Secretary.

[F.R. Doc. 59-3175; Filed, Apr. 15, 1959; 8:48 a.m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[No. 59-10]

### OREGON

#### Notice of Proposed Withdrawal and Reservation of Lands

APRIL 3, 1959.

The Assistant Secretary, United States Department of Agriculture, has filed an application, Serial No. Oregon 06585, for the withdrawal of the lands described

below, subject to valid existing rights, from appropriation under the general mining laws but excepting the mineral leasing laws.

The applicant desires the land for use by the United States Forest Service for administrative sites and public recreation areas.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, United States Department of the Interior, 809 Northeast Sixth Avenue, Portland 12, Oreg.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary of the Interior will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN, OREGON

FREMONT NATIONAL FOREST

Johnson Meadow Administrative Site

T. 27 S., R. 9 E.,  
Sec. 1: S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ —40 acres.

Davis Flat Administrative Site

T. 27 S., R. 10 E.,  
Sec. 32: NE $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ —60 acres.

Buck Creek Recreation Area

T. 29 S., R. 12 E.,  
Sec. 12: SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ —40 acres.

Bridge Creek Recreation Area

T. 29 S., R. 13 E.,  
Sec. 29: SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ —40 acres.

*Alder Spring Recreation Area*

T. 30 S., R. 13 E.,  
Sec. 13: N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ —20 acres.

*Thompson Reservoir Recreation Area*

T. 30 S., R. 14 E.,  
Sec. 20: SW $\frac{1}{4}$ NW $\frac{1}{4}$ —40 acres.

*Skull Creek Administrative Site*

T. 33 S., R. 16 E.,  
Sec. 30: S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ —40 acres.

*Lee Thomas Recreation Area*

T. 34 S., R. 16 E.,  
Sec. 28: E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ —40 acres.

*Ingram Administrative Site*

T. 34 S., R. 17 E.,  
Sec. 30: W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ —40 acres.

*Marster Spring Recreation Area*

T. 34 S., R. 18 E.,  
Sec. 16: W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ —20 acres.

*Deadhorse and Campbell Lake Recreation Areas*

T. 35 S., R. 17 E.,  
Sec. 6: S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
T. 35 S., R. 16 E.,  
Sec. 1: Lot 5, Lot 6, W $\frac{1}{2}$  Lot 7, Lot 8, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ —340.45 acres.

*Coffeepot Administrative Site*

T. 35 S., R. 18 E.,  
Sec. 8: NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ;  
Sec. 9: W $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Sec. 16: W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 17: NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ —840 acres.

*Finley Corral Administrative Site*

T. 36 S., R. 16 E.,  
Sec. 11: E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 12: SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 13: NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Sec. 14: E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ —120 acres.

*Sprague River Recreation Area*

T. 37 S., R. 15 E.,  
Sec. 8: E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ —60 acres.

*Warner Point Recreation Area*

T. 37 S., R. 21 E.,  
Sec. 26: E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ —20 acres.

*Keno Administrative Site*

T. 38 S., R. 12 E.,  
Sec. 22: W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ —40 acres.

*Fishhole Administrative Site*

T. 38 S., R. 16 E.,  
Sec. 19: SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ —40 acres.

*Heart Lake Recreation Area*

T. 38 S., R. 16 E.,  
Sec. 20: SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 21: S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ —60 acres.

*Lofton Lake Recreation Area*

T. 38 S., R. 16 E.,  
Sec. 22: Lot 1, N $\frac{1}{2}$  Lot 2, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ —154.94 acres.

*Big Swamp Recreation Area*

T. 38 S., R. 16 E.,  
Sec. 28: W $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
Sec. 29: E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ —140 acres.

*Porcupine Recreation Area*

T. 38 S., R. 21 E.,  
Sec. 1: NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ —20 acres.

*Aspen Administrative Site*

T. 38 S., R. 21 E.,  
Sec. 12: SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ —20 acres.

*Warner Canyon Recreation Area*

T. 38 S., R. 21 E.,  
Sec. 30: Lot 4;  
Sec. 31: W $\frac{1}{2}$  Lot 1—84.39 acres.

*Warner Administrative Site*

T. 39 S., R. 21 E.,  
Sec. 3: E $\frac{1}{2}$ SE $\frac{1}{4}$ —80 acres.

*Dog Lake Recreation Area*

T. 40 S., R. 17 E.,  
Sec. 22: Lot 17, W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ —119.86 acres.

*Drews Creek Recreation Area*

T. 40 S., R. 18 E.,  
Sec. 10: N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ —30 acres.

*Vernon Springs Administrative Site*

T. 40 S., R. 21 E.,  
Sec. 11: S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ —60 acres.

*Willow Creek Administrative Site*

T. 40 S., R. 21 E.,  
Sec. 13: W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 14: E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 23: E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 24: W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ —100 acres.

*State Line Recreation Area*

T. 41 S., R. 16 E.,  
Sec. 21: E $\frac{1}{2}$  Lot 4;  
Sec. 22: W $\frac{1}{2}$  Lot 1—51.98 acres.

*Dismal Creek Recreation Area*

T. 41 S., R. 22 E.,  
Sec. 16: SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ —20 acres.

Approximately 2,781.62 acres.

EDWARD C. BOOKER,  
Acting State Supervisor.

[F.R. Doc. 59-3156; Filed, Apr. 15, 1959;  
8:46 a.m.]

[No. 59-4]

## OREGON

## Notice of Proposed Withdrawal and Reservation of Lands

APRIL 7, 1959.

The Acting Secretary, United States Department of Agriculture, has filed an application, Serial No. Oregon 06529, for the withdrawal of the lands described below, subject to valid existing rights, from appropriation under the general mining laws, but excepting the mineral leasing laws.

The applicant desires the land for use by the Forest Service as roadside zones to protect and preserve the aesthetic values

for the public use and enjoyment, and for the eventual establishment of camp and picnic grounds.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 809 Northeast Sixth Avenue, Portland 12, Oregon.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary of the Interior on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN, OREGON

## UMPQUA NATIONAL FOREST

A strip of land 330 feet on each side of the center line of the existing North Umpqua Forest Highway No. 47 and South Umpqua Forest Development Road No. 284 where such roads traverse public lands through the following sections:

T. 25 $\frac{1}{2}$  S., R. 1 E.,  
Sec. 31;  
Sec. 32.  
T. 26 S., R. 1 W.,  
Sec. 1;  
Sec. 2;  
Sec. 8;  
Sec. 9;  
Sec. 10;  
Sec. 11;  
Sec. 16;  
Sec. 17;  
Sec. 18.  
T. 26 S., R. 1 E.,  
Sec. 3;  
Sec. 4;  
Sec. 5;  
Sec. 6;  
Sec. 9;  
Sec. 10;  
Sec. 13;  
Sec. 14;  
Sec. 15;  
Sec. 23;  
Sec. 24.  
T. 26 S., R. 2 E.,  
Sec. 19;  
Sec. 20;  
Sec. 21;  
Sec. 22;  
Sec. 23.  
T. 29 S., R. 1 W.,  
Sec. 13;  
Sec. 14;  
Sec. 22;  
Sec. 23;  
Sec. 24;  
Sec. 27;  
Sec. 33;  
Sec. 34.  
T. 30 S., R. 1 W.,  
Sec. 4;  
Sec. 5;  
Sec. 8.  
T. 28 S., R. 1 E.,  
Sec. 36.  
T. 28 S., R. 2 E.,  
Sec. 28;  
Sec. 29;  
Sec. 31;  
Sec. 32.  
T. 29 S., R. 1 E.,  
Sec. 1;  
Sec. 2;



Sec. 10;  
Sec. 11;  
Sec. 16;  
Sec. 17;  
Sec. 18.

Approximately 3,540.00 acres.

Maps showing the location of the roads are available for inspection in the Land Office, Bureau of Land Management, Portland, Oregon; and the Forest Service Office, Umpqua National Forest, Roseburg, Oregon.

RUSSELL E. GETTY,  
*Acting State Supervisor.*

[F.R. Doc. 59-3157; Filed, Apr. 15, 1959;  
8:46 a.m.]

## ALASKA

### Notice of Proposed Withdrawal and Reservation of Lands

The U.S. Forest Service has filed an application, Serial No. J-011203, for the withdrawal of the lands described below, from all forms of appropriation including the mining laws; the mineral leasing laws and laws pertaining to the disposition of materials. The applicant desires the land for administrative purposes.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, P.O. Box 2511, Juneau, Alaska.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

#### Starrigavin Bay Public Service Site

Beginning at witness point meander corner of U.S. Survey No. 3565 at north end of line thence due north 1,000 feet to corner A, thence N. 37° W. 2,350 feet to corner B, thence due west 1,320 feet to corner C, thence due west 300 feet to corner D, thence due south 2,250 feet to corner E, thence due east 400 feet to corner F, thence by beach meander to corner G, which is on the old road at the creek mouth and consists of a wooden stake and a pile of rocks, thence by creek meander to point of beginning, containing approximately 67 acres of upland and 72 acres of tide flats, or approximately 139 acres total.

WARNER T. MAY,  
*Operations Supervisor.*

[F.R. Doc. 59-3158; Filed, Apr. 15, 1959;  
8:47 a.m.]

## ALASKA

### Notice of Proposed Withdrawal and Reservation of Lands

The U.S. Forest Service has filed an application, Serial No. J-011168, for the withdrawal of the lands described below, from all forms of appropriation including the mining laws and the mineral leasing laws. The applicant desires the

land for administrative, research and educational site needs.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Box 2511, Juneau, Alaska.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

Lots P-1 and P-2 of U.S. Survey 2391.  
Lot 1 of U.S. Survey 3404 and an unsurveyed tract of land described as follows:

Beginning at Corner 18 of U.S. Survey 2391, Thence; North 5°45' West, 3.005 chains; North 14°51' West, 5.595 chains; South 49°08' West, 4.35 chains; North 82°30' East, 2.785 chains; South 14°53' East, 3.32 chains; South 5°45' East, 3.42 chains; North 57°48' West, 1.115 chains; to point of beginning and containing 7.51 acres more or less.

WARNER T. MAY,  
*Operations Officer.*

[F.R. Doc. 59-3159; Filed, Apr. 15, 1959;  
8:47 a.m.]

## UTAH (I-20)

### Notice of Proposed Withdrawal and Reservation of Lands

APRIL 8, 1959.

The Utah State Park and Recreation Commission has filed an application, Serial No. U-034605, for the withdrawal of the lands described below, from location and entry under the public land laws, including the general mining laws, but not the mineral leasing laws. Grazing administration will be continued by the Bureau of Land Management.

The applicant desires the withdrawal of the land to afford that agency an opportunity to exercise such supervision as is necessary to prevent the removal of large deposits of petrified wood and to protect scenic resources.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, P.O. Box 777, Salt Lake City 10, Utah.

If circumstances warrant, a public hearing will be held at a convenient time and place which will be announced.

The determination of the Secretary of the Interior on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands requested for withdrawal are as follows:

#### SALT LAKE MERIDIAN, UTAH.

*Unsurveyed:* Beginning at the southwest corner of surveyed section 36, T. 34 S., R. 6 E., thence north 1 mile; west 2 miles; south 2 miles; east 1 mile; north 1 mile; east 2 miles; south 1 mile; west 1 mile; north 1 mile, to the point of beginning, embracing two sepa-

rate areas which, when surveyed, will probably be described as follows:

T. 34 S., R. 6 E.,  
Secs. 34 and 35: All.  
T. 35 S., R. 6 E.,  
Secs. 1 and 3: All.

The above area aggregates approximately 2,560 acres.

VAL B. RICHMAN,  
*State Supervisor.*

[F.R. Doc. 59-3160; Filed, Apr. 15, 1959;  
8:47 a.m.]

## Bureau of Mines

### DIRECTOR, ANTHRACITE EXPERIMENT STATION, SCHUYLKILL HAVEN, PENNSYLVANIA

#### Redelegation of Authority To Enter Into Contracts

Pursuant to the authority delegated in subparagraph 205.2.4A(1), Bureau of Mines Manual, the following redelegation is hereby made:

The Director, Anthracite Experiment Station, may enter into contracts not to exceed \$100,000 in any one contract, for the control and extinguishment of outcrop and underground fires in coal formations as authorized by Public Law 738 (68 Stat. 1009).

Dated: April 8, 1959.

J. A. CORGAN,  
*Chief,  
Division of Anthracite.*

[F.R. Doc. 59-3161; Filed, Apr. 15, 1959;  
8:47 a.m.]

## National Park Service

[Big Bend National Park Order 1]

### ADMINISTRATIVE ASSISTANT

#### Delegation of Authority To Execute and Approve Certain Contracts

MARCH 23, 1959.

SECTION 1. *Administrative Assistant.* The Administrative Assistant may execute and approve contracts not in excess of \$25,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations. (National Park Service Order No. 14; 39 Stat. 535, 16 U.S.C., 1952 ed., sec. 2. Region Three Order No. 3)

GEORGE W. MILLER,  
*Superintendent,  
Big Bend National Park.*

[F.R. Doc. 59-3162; Filed, Apr. 15, 1959;  
8:47 a.m.]

[Mesa Verde National Park Order 1]

### ADMINISTRATIVE ASSISTANT

#### Delegation of Authority To Execute and Approve Certain Contracts

MARCH 23, 1959.

SECTION 1. *Administrative Assistant.* The Administrative Assistant may exe-

cute and approve contracts not in excess of \$25,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations. (National Park Service Order No. 14; 39 Stat. 535, 16 U.S.C., 1952 ed., sec. 2. Region Three Order No. 3)

CHESTER A. THOMAS,  
Superintendent,  
Mesa Verde National Park.

[F.R. Doc. 59-3163; Filed, Apr. 15, 1959;  
8:47 a.m.]

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

#### ALICEVILLE SALE BARN ET AL.

##### Proposed Posting of Stockyards

The Director of the Livestock Division, Agricultural Marketing Service, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the act.

Aliceville Sale Barn, Aliceville, Ala.  
Andalusia Livestock Auction, Andalusia, Ala.  
Anniston Livestock Sale, Oxford, Ala.  
Arab Stock Yard, Arab, Ala.  
Ariton Livestock Auction, Ariton, Ala.  
Atmore Truckers Assn., Inc., Atmore, Ala.  
Beard & Kennamer Livestock Market, Scottsboro, Ala.  
Birmingham Livestock Commission Co., Birmingham, Ala.  
Blount County Stock Yards, Oneonta, Ala.  
C. L. Chambers, Brundidge, Ala.  
Camden Stock Yard, Camden, Ala.  
Central Alabama Stockyards, Inc., Clanton, Ala.  
Cherokee County Stockyard, Centre, Ala.  
Clarke County Stockyard, Inc., Grove Hill, Ala.  
The Cullman Stock Yard, Cullman, Ala.  
Dadeville Livestock Market, Dadeville, Ala.  
Dale County Swine Breeder's Assn., Ozark, Ala.  
Demopolis Stock Yards, Demopolis, Ala.  
East Alabama Stockyard, Opelika, Ala.  
Enterprise Livestock Co., Enterprise, Ala.  
Escambia County Cooperative, Inc., Brewton, Ala.  
Evergreen Livestock Co., Inc., Evergreen, Ala.  
Farmers Cooperative Market, Inc., Frisco City, Ala.  
Farmers Co-Operative Market, Opp, Ala.  
Farmers Livestock Cooperative, Elba, Ala.  
Fayette Stock Yard, Inc., Fayette, Ala.  
Florence Trading Post, Florence, Ala.  
Fort Payne Livestock Sales, Fort Payne, Ala.  
Geneva Stock Yards, Geneva, Ala.  
Gordo Stock Yards, Gordo, Ala.  
Hartford Livestock Co., Hartford, Ala.  
Hartselle Livestock Co., Hartselle, Ala.  
Headland Stock Yards, Inc., Headland, Ala.  
Henry County Livestock Assn., Inc., Abbeville, Ala.  
Hester Stock Yard, Russellville, Ala.  
Kennamer Livestock Co., Guntersville, Ala.  
King & Mewborn Stockyards, Florence, Ala.  
Limestone County Stock Yard, Athens, Ala.  
Linden Stock Yard, Linden, Ala.  
Livingston Stock Yards, Livingston, Ala.  
Louisville Livestock Co., Inc., Louisville, Ala.  
Luverne Auction Co., Luverne, Ala.  
Madison County Livestock Market, Huntsville, Ala.  
Monroe County Stockyard, Monroeville, Ala.  
North Alabama Stockyard, Moulton, Ala.  
Perry County Stock Yard, Marion, Ala.

Red Bay Stockyard, Red Bay, Ala.  
Ramsey & Sons Stockyards, Dothan, Ala.  
Roanoke Stockyards, Roanoke, Ala.  
Robertsdale Livestock Auction, Inc., Robertsdale, Ala.  
Shaver & Black Livestock Auction, Troy, Ala.  
Samson Livestock Auction, Samson, Ala.  
Sand Mt. Sales Barn, Albertville, Ala.  
Tuscaloosa Stockyard, Tuscaloosa, Ala.  
Union Stock Yards, Eufula, Ala.  
Valley Stock Yard, Decatur, Ala.  
Washington County Stockyards, Inc., Chatham, Ala.  
West Alabama Stock Yards, Inc., Eutaw, Ala.  
White & Son Livestock Commission Co., Birmingham, Ala.  
Winfield Livestock Commission Company, Winfield, Ala.  
Elwood Livestock Commission Co., Elwood, Nebr.  
Home Base Auction Co., Bowman, N. Dak.  
Oakes Livestock Sales Co., Oakes, N. Dak.  
Harrington Bros. Co., Valley City, N. Dak.  
Green Valley Cattle Co., San Marcos, Tex.  
Muleshoe Livestock Auction, Muleshoe, Tex.

Notice is hereby given, therefore, that the said Director, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the act, as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule may do so by filing them with the Director, Livestock Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D.C., within 15 days after publication hereof in the FEDERAL REGISTER.

Done at Washington, D.C., this 10th day of April 1959.

[SEAL] DAVID M. PETTUS,  
Director,  
Livestock Division,  
Agricultural Marketing Service.

[F.R. Doc. 59-3186; Filed, Apr. 15, 1959;  
8:50 a.m.]

## DEPARTMENT OF COMMERCE

### Bureau of Foreign Commerce

[File 23-619]

#### KRAINZ & CO.

##### Order Denying Export Privileges for an Indefinite Period

In the matter of Krainz & Company, Herrengasse 6-8, Vienna, Austria, File 23-619, respondent.

There is pending an investigation concerning what appears may be an unauthorized diversion of two electronic tubes valued at \$9,540 which were exported from the United States under a validated license authorizing their exportation to a firm in Austria, the vendor thereof to Krainz & Company, the respondent herein. The Director of the Investigation Staff, Bureau of Foreign Commerce, has applied for an order denying to Krainz & Company all export privileges for an indefinite period because of its failure and refusal to respond to written interrogatories duly served on it. The application was made pursuant to § 382.15 of the export regulations (15

CFR, Chapter III, Subchapter B) and, in accordance with the practice thereunder, was referred to the Compliance Commissioner of the Bureau of Foreign Commerce who, after considering evidence in support thereof, has recommended that it be granted.

Now, upon receipt of the Compliance Commissioner's recommendation, after reviewing and considering the evidence submitted in support of the application, from which evidence it appears that the respondent, Krainz & Company, which acquired the tubes from the firm to which they had been exported from the United States, after having been duly served with relevant and material interrogatories concerning the disposition of the tubes, stated that it had sold them to a user in Austria but refused to furnish responsive answers to the interrogatories, claiming that trade secrets were involved; and, having concluded that a refusal to answer interrogatories, upon the plea that trade secrets are involved when the witness has been assured that his trade secrets would be protected under the restraints imposed by law upon the Bureau of Foreign Commerce, is not reasonable cause nor adequate explanation and, having concluded further (a) that this order is reasonable and necessary to protect the public interest and to achieve effective enforcement of the Export Control Act of 1949, as amended, and (b) that it is advisable that persons in the United States and in other parts of the world be informed by publication of the provisions hereafter set forth so that the respondent may be prevented from receiving and possibly transshipping commodities exported from the United States so long as it is effective:

##### It is hereby ordered:

I. All outstanding validated export licenses in which the respondent appears or participates as purchaser, intermediate or ultimate consignee, or otherwise, are hereby revoked and shall be returned forthwith to the Bureau of Foreign Commerce for cancellation;

II. The respondent, its successors or assigns, partners, directors, representatives, agents, and employees, are hereby denied all privileges of participating directly or indirectly in any manner, form, or capacity in any past, present, or future exportation of any commodity or technical data from the United States to any foreign destination, including Canada. Without limitation of the generality of the foregoing, participation in an exportation shall include and prohibit said respondent's and such other persons' and firms' participation (a) as parties or as representatives of a party to any validated export license application; (b) in the obtaining or using of any validated or general export license or other export control document; (c) in the receiving, ordering, buying, selling, using, or disposing in any foreign country of any commodities in whole or in part exported from the United States; and (d) in the financing, forwarding, transporting, or other servicing of exports from the United States;

III. This denial of export privileges shall apply not only to the respondent, but also to any person, firm, corporation,

or business organization with which it now or hereafter may be related by ownership, control, position of responsibility, or other connection in the conduct of trade involving exports from the United States or services connected therewith;

IV. This order shall remain in effect until the respondent satisfactorily answers or furnishes written information or documents in response to the interrogatories heretofore served on it or gives adequate reason for its failure or refusal to respond, except insofar as it may be amended or modified hereafter in accordance with the export regulations;

V. No person, firm, corporation, or other business organization, within the United States or elsewhere (whether or not engaged in trade relating to exports from the United States) shall, on behalf of or in any association with the respondent or any related party, without prior disclosure of the facts to and specific authorization from the Bureau of Foreign Commerce, directly or indirectly in any manner, form, or capacity (a) apply for, obtain, transfer, or use any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation of commodities from the United States, or (b) order, receive, buy, sell, deliver, use, dispose of, finance, transport, forward, or otherwise service or participate in an exportation from the United States, or in a reexportation of any commodity exported from the United States, or do any of the foregoing acts with respect to any exportation in which respondent or any related party may have any interest or obtain any benefit of any kind or nature, direct or indirect.

VI. In accordance with the provisions of § 382.11(c) of the export regulations, the respondent may move, at any time prior to the cancellation or termination hereof, to vacate or modify this indefinite denial order by filing an appropriate application therefor, supported by evidence, with the Compliance Commissioner, and it may request oral hearing thereon, which, if requested, will be held before the Compliance Commissioner at Washington, D.C., at the earliest convenient date.

Dated: April 13, 1959.

JOHN C. BORTON,  
Director,  
Office of Export Supply.

[F.R. Doc. 59-3151; Filed, Apr. 15, 1959;  
8:46 a.m.]

#### Maritime Administration

#### TRADE ROUTE NO. 5; U.S. NORTH ATLANTIC/UNITED KINGDOM AND IRELAND

#### Notice of Adoption of Conclusions and Determinations Regarding Modification of Essentiality and United States Flag Service Requirements

Notice is hereby given that the Maritime Administrator has adopted as final

that part of his tentative conclusions and determinations as published in the FEDERAL REGISTER issue of August 22, 1958 (23 F.R. 6533), namely, the privilege to carry westbound cargoes from English Channel ports on Trade Route No. 5 to United States North Atlantic ports by freight vessels operating on Trade Route No. 8.

Dated: April 13, 1959.

By order of the Maritime Administrator.

JAMES L. PIMPER,  
Secretary.

[F.R. Doc. 59-3184; Filed, Apr. 15, 1959;  
8:49 a.m.]

### CIVIL AERONAUTICS BOARD

[Docket No. 3272 et al.]

#### CONSOLIDATED UMCA SUSPENSION AND PAN AMERICAN-UMCA ACQUISITION CASE

##### Notice of Hearing

In the matter of the acquisition of UMCA by Pan American Airways and the suspension of the certificate of public convenience and necessity of UMCA.

Notice is hereby given pursuant to the Federal Aviation Act of 1958, that the hearing in the above entitled proceeding will be held April 21, 1959, at 10:00 a.m., e.s.t., in Room 704, 1825 Connecticut Avenue NW., Washington, D.C., before Examiner Herbert K. Bryan.

Dated at Washington, D.C., April 9, 1959.

[SEAL] FRANCIS W. BROWN,  
Chief Examiner.

[F.R. Doc. 59-3154; Filed, Apr. 15, 1959;  
8:46 a.m.]

### FEDERAL COMMUNICATIONS COMMISSION

[FCC 59-296]

#### ENGINEERS IN CHARGE OF CERTAIN FIELD OFFICES

##### Delegation of Authority

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 8th day of April 1959;

The Commission having under consideration amendment of Part 0 of the Commission's rules and regulations by the addition of new sections 0.285 and 0.286 which concern certain delegations of authority to Engineers in Charge of field offices.

It appearing that the amendments herein ordered are necessary to assure continuity of the Commission's essential functions during war emergency periods; and

It further appearing that the amendments herein ordered are procedural in nature, and, therefore, compliance with the requirements of sections 4 (a), (b), and (c) of the Administrative Procedure Act is not required:

It is ordered, That pursuant to sections 4(i), 5(d) and 303(r), of the Communications Act of 1934 as amended, section 0.285 and section 0.286 of the Commission's Statement of Organization, Delegations of Authority and Other Information are adopted as shown below, effective April 8, 1959.

Released: April 13, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

The following new sections are added to Part 0.

Sec. 0.285 *Matters delegated to FCC representatives assigned to Regional Boards for Civil and Defense Mobilization during a wartime emergency period.* Engineers in Charge of Field Engineering and Monitoring Bureau district offices at Boston, Massachusetts; Baltimore, Maryland; Atlanta, Georgia; Detroit, Michigan; Dallas, Texas; Denver, Colorado; San Francisco, California and Seattle, Washington are designated as FCC Representatives to Regional Boards for Civil and Defense Mobilization. Assistant Engineers in Charge of the same offices are designated as alternates. These Boards will be activated in wartime emergency periods or during Civil Defense exercises. These FCC Representatives will give advice and assistance to Regional Directors of OCDM and to other Federal agencies within the respective OCDM region on matters relating to the functions and responsibilities of the FCC. They will also coordinate FCC operations within the region in the event of a regional "cut-off" situation. For the purpose of delegating authority to FCC Representatives to act for the Commission, a regional "cut-off" situation shall be considered as existing when either no communication to higher authority within the FCC can be effected, or such communication as exists could not be expected to provide an answer from higher authority within the FCC in time to authorize urgent actions that the FCC Representative determines cannot be delayed until such answer is received. The delegations of authority set forth in paragraphs (a), (b), and (c) of this section are made to these Engineers in Charge or to their alternates, to enable them to carry out their responsibilities.

(a) *When communication is available to higher authority within the FCC.* When instructions can be obtained from higher authority within the FCC, delegation of authority to FCC Representatives assigned to Regional Boards for Civil and Defense Mobilization shall comprise that set forth in section 0.281. Action under this delegation must be consistent with any defense rules, such as CONELRAD rules, that supersede rules for normal conditions; wartime plans and emergency orders that may be adopted by the Commission; emergency legislation; Executive Orders; and any pertinent actions of other Government agencies taken pursuant to authority delegated to them under section 606 of the Communications Act, as amended.

(b) During a temporary "cut-off" period when communication to higher authority within the FCC is disrupted. When instructions cannot be obtained from higher authority within the FCC and when immediate action must be taken, delegation of authority to FCC Representatives assigned to Regional Boards for Civil and Defense Mobilization shall comprise the following in addition to the delegations included in paragraph (a) of this section.

(1) Matters delegated to the Bureau Chief and Chief, Field Operating Division by section 0.271.

(2) Matters delegated to the Chief, Broadcast Bureau by section 0.241.

(3) Matters delegated to the Chief, Safety and Special Radio Services Bureau by sections 0.259, 0.291 and 0.292, except for the authority to act on requests for waiver of rules governing the availability of frequencies below 25 megacycles in the Aviation and Maritime Services.

(4) Matters delegated to the Chief, Common Carrier Bureau by sections 0.251, 0.253, 0.258(d), 0.258(e), 0.258(f), 0.259, 0.260 and 0.261.

(5) Matters delegated to the Office of Chief Engineer by sections 0.241(i), 0.331 and 0.332, subject to the following provision:

NOTE: Actions taken under the delegation of authority given by sections 0.241(i) and 0.331(c) shall be coordinated with the FCC CONELRAD Supervisors and/or Coordinating Engineers, prior to taking action, if possible to do so, or at the earliest opportunity.

(6) Authority to act on requests for temporary authorizations for new or modified radio station operations, subject to the provisions of the Communications Act of 1934, as amended.

(7) Authority to act on requests for temporary authorizations for all classes of radio operators, subject to the provisions of the Communications Act of 1934, as amended.

(8) Authority to waive temporarily any provisions of the Commission's Rules and Regulations applicable to radio stations and radio operators, subject to the provisions of the Communications Act of 1934, as amended, provided, however, that such authority shall not include acting on requests for waiver of rules governing the availability of frequencies below 25 megacycles in the Aviation and Maritime Services, nor shall such authority include acting on requests to waive any of the CONELRAD rules.

(c) General. (1) All authorizations granted pursuant to authority contained in paragraph (b) of this section shall be for periods not exceeding 30 days and shall be reported to higher Commission authority at the earliest opportunity. Such authorizations shall be subject to review and cancellation or revision, without hearing, by the FCC Representatives assigned to Regional Boards for Civil and Defense Mobilization or by higher Commission authority when the need for such action arises. They shall show plainly on the face thereof that they are:

(i) Temporary authorizations, not to exceed 30 days from date of issue, and

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subject to review and cancellation or revision without hearing.

(ii) Where immediate oral authorizations are necessary, the applicant shall be orally informed of the limitations enumerated above and the oral authorization shall be followed as soon as possible by a written authorization bearing the same date of issue as the date of oral authorization. If the "cut-off" period exceeds 30 days in duration, such authorizations may be renewed for additional periods of 30 days each.

(2) Actions taken under any delegation of authority must take into full account, and be in conformance with, any defense rules that supersede rules for normal conditions; wartime emergency plans and orders of the Commission; emergency legislation; Executive Orders; and any pertinent actions of other Government agencies taken pursuant to authority delegated to them under section 606 of the Communications Act, as amended.

(3) No actions shall be taken under any delegation of authority until full consideration is given to the effect of such actions on the continuance of vital radio communications, both government and non-government, on a world-wide or nation-wide basis and in adjacent regions. If the FCC Representative assigned to the Regional Board for Civil and Defense Mobilization determines that interference to radio operations outside of a "cut-off" region may result by authorizing new or modified radio facilities for example, a change of frequency or power of a radio station, he shall withhold such authorization unless directed to grant the temporary authorization by higher authority.

(4) Coordination shall be effected, where possible, with the FCC Representatives assigned to Regional Boards for Civil and Defense Mobilization in adjacent regions before acting to authorize temporary requests for radio operations.

(5) New obligations incurred pursuant to delegation of authority specified in this section for personal service, procurement, contract agreements, and similar items shall not exceed the amount authorized by the Commission's Budget Officer in periodic emergency allotment authorizations.

SEC. 0.286 *Record of actions taken.* Actions taken under section 0.285(b) by FCC Representatives assigned to Regional Boards for Civil and Defense Mobilization shall be reported to Chief, Field Engineering and Monitoring Bureau at the earliest opportunity.

[F.R. Doc. 59-3191; Filed, Apr. 15, 1959; 8:50 a.m.]

[Docket Nos. 12566, 12774; FCC 59M-465]

#### SANFORD L. HIRSCHBERG ET AL.

##### Order Scheduling Hearing

In re applications of Sanford L. Hirschberg and Gerald R. McGuire, Cohoes-Watervliet, New York, Docket No. 12566, File No. BP-11261; W. Frank Short and H. Clay Esbenshade, d/b as

Fairview Broadcasters, Rensselaer, New York, Docket No. 12774, File No. BP-12209; for construction permits for new standard broadcast stations.

It is ordered, This 10th day of April 1959, that engineering exhibits in the above-entitled matter shall be exchanged among the parties on or before May 20, 1959; and

It is further ordered, That the hearing in this matter, previously continued without date, is hereby scheduled to commence at 10:00 a.m., June 8, 1959, in the Commission's offices in Washington, D.C.

Released: April 13, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3192; Filed, Apr. 15, 1959; 8:50 a.m.]

[Docket No. 12735 etc.; FCC 59M-460]

#### TEMPE BROADCASTING CO. ET AL.

##### Order Continuing Hearing

In re applications of W. H. Hansen, Robert William Hansen, and Clyde J. Barnes, d/b as Tempe Broadcasting Company, Tempe, Arizona, Docket No. 12735, File No. BP-11283; Richard B. Gilbert, Tempe, Arizona, Docket No. 12736, File No. BP-11887; David V. Harman, Tempe, Arizona, Docket No. 12737, File No. BP-12388; for construction permits.

Pursuant to prehearing conference of this date: It is ordered, This 9th day of April 1959, that the exchange of the direct affirmative case in writing of each applicant will be accomplished on or before May 25, 1959: And it is further ordered, That the hearing now scheduled for May 12, 1959, be, and the same is hereby, rescheduled for June 8, 1959, at 10:00 o'clock a.m. in the Commission's offices, Washington, D.C.

Released: April 10, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3193; Filed, Apr. 15, 1959; 8:50 a.m.]

[Docket Nos. 12775, 12776; FCC 59M-459]

#### FARMVILLE BROADCASTING CO. AND WYSR INC. (WYSR)

##### Order Continuing Hearing Conference

In re applications of James H. Mayo and R. E. Mayo, d/b as The Farmville Broadcasting Company, Farmville, North Carolina, Docket No. 12775, File No. BP-11530; WYSR, Incorporated (WYSR), Franklin, Virginia, Docket No. 12776, File No. BP-12323; for construction permits.

Pursuant to prehearing conference as of this date in the above-entitled proceeding: It is ordered, This 9th day of

April 1959, that hearing herein, which is now scheduled for April 20, 1959, be, and the same is hereby, rescheduled for April 27, 1959, at 10:00 o'clock a.m. in the Commission's offices, Washington, D.C.

Released: April 10, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3194; Filed, Apr. 15, 1959;  
8:50 a.m.]

[Docket No. 12782; FCC 59M-464]

## STUDY OF RADIO AND TELEVISION NETWORK BROADCASTING

### Order Scheduling Hearing

The Commission, by order adopted February 26, 1959, having directed that an investigatory proceeding be instituted pursuant to section 403 of the Communications Act of 1934, as amended, and that inquiry be made regarding the matters and subjects as set forth in said order; and the Commission having further ordered that the Chief Hearing Examiner shall constitute a board, within the meaning of section 5(d) of the said Act, to convene, conduct and carry on said proceeding;

*It is ordered*, This 10th day of April 1959, that the investigatory proceeding aforementioned shall convene in the Offices of the Commission, Washington, D.C., at 10:00 a.m., Monday, May 4, 1959, and shall be conducted and carried on thereafter at such times and places as may be directed.

Released: April 10, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3195; Filed, Apr. 15, 1959;  
8:50 a.m.]

[Docket No. 12822]

## OX-WALL MANUFACTURING CO., INC.

### Cease and Desist Order

In the matter of cease and desist order to be directed to Ox-Wall Manufacturing Company, Inc., 50 Wall Street, Oxford, New Jersey; Docket No. 12822.

*It is ordered*, This 8th day of April 1959 that the Commission's order dated April 6, 1959, in the above captioned matter is hereby rescinded and replaced by a new order dated April 8, 1959.

Released: April 13, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3196; Filed, Apr. 15, 1959;  
8:50 a.m.]

[Docket No. 12822]

## OX-WALL PRODUCTS MANUFACTURING CO., INC.

### Order Assigning Matter for Public Hearing

In the matter of cease and desist order to be directed to Ox-Wall Products Manufacturing Company, Inc., 50 Wall Street, Oxford, New Jersey; Docket No. 12822.

The Commission having under consideration the issuance of an order pursuant to section 312(b) of the Communications Act of 1934, as amended, to Ox-Wall Products Manufacturing Company, Inc., 50 Wall Street, Oxford, New Jersey, (1) to cease and desist from operating industrial heating equipment so as to cause interference to authorized radio communications; and (2) irrespective of whether such interference is caused to authorized radio communications, to cease and desist from operating industrial heating equipment without a proper certificate or license as required by Part 18 of the rules of the Federal Communications Commission; and

It appearing that the Ox-Wall Products Manufacturing Company, Inc. operates in its plant at Oxford, New Jersey, certain industrial heating equipment which utilizes a radio frequency generator or generators and transmits radio frequency energy on frequencies authorized for use by television broadcast stations and on frequencies authorized for the use of air navigation radio aids of the Federal Aviation Agency; and

It further appearing that said industrial heating equipment is subject to the provisions of Part 18 of the Commission's rules (47 CFR Part 18); and

It further appearing that the aforementioned industrial heating equipment causes interference to authorized television broadcast reception at Oxford, New Jersey; and is potentially a source of interference to air navigation radio aids of the Federal Aviation Agency; and

It further appearing that the aforementioned industrial heating equipment has not been certified by a duly qualified engineer as required by § 18.103 of the Commission's rules, nor has the equipment been licensed pursuant to § 18.3 and Subpart D of Part 18 of the Commission's rules; and

It further appearing that the above facts have been called to the attention of the Ox-Wall Products Manufacturing Company, Inc. by the Commission both orally and in writing, and that the Ox-Wall Products Manufacturing Company, Inc. has been afforded an opportunity to demonstrate or achieve compliance with all lawful requirements but such demonstration has not been made and such compliance has not been accomplished; and

It further appearing that the safety of life or property is involved;

*It is ordered*, This 8th day of April 1959, pursuant to section 312 of the Communications Act of 1934, as amended 47 U.S.C. 312, and section 0.41(f) of the rules of the Federal Com-

munications Commission that Ox-Wall Products Manufacturing Company, Inc., Oxford, New Jersey, its officers, agents, employees, privies, assigns, successors in interest, or other parties acting in concert with Ox-Wall Products Manufacturing Company, Inc. (1) cease and desist from operating industrial heating equipment so as to cause interference to authorized radio communications; and (i) irrespective of whether such interference is caused to authorized radio communications, cease and desist from operating industrial heating equipment without a proper certificate or license as required by Part 18 of the rules of the Federal Communications Commission; and

*It is further ordered*, That a hearing in this matter be held at the U.S. Courthouse, Foley Square in New York, N.Y., at 10:00 a.m. on the 30th day of April 1959 before a Commission hearing examiner to be designated by subsequent order to determine whether said cease and desist order should be issued, and that the Ox-Wall Products Manufacturing Company, Inc., is herewith called upon to appear at this hearing and give evidence upon the matters specified herein; and

*It is further ordered*, Pursuant to § 1.62 of the rules, that Ox-Wall Products Manufacturing Company, Inc., is directed to file with the Commission within 10 days of the receipt of this order a written appearance in triplicate, stating that the Ox-Wall Products Manufacturing Company, Inc., will appear and present evidence on the matters specified in this order. If the Ox-Wall Products Manufacturing Company, Inc., does not desire to avail itself of its opportunity to appear before the Commission and give evidence on the matters specified herein, it shall, within 10 days of the receipt of this order, file with the Commission, in triplicate a written waiver of hearing. Such waiver may be accompanied by a statement of the reasons why Ox-Wall Products Manufacturing Company, Inc., believes that a cease and desist order should not issue; and

*It is further ordered*, That failure of said Ox-Wall Products Manufacturing Company, Inc., timely to respond to this order or its failure to appear at the hearing designated herein will be deemed a waiver of hearing.

Released: April 8, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3109; Filed, Apr. 15, 1959;  
8:45 a.m.]

[Docket No. 12822; FCC 59M-455]

## OX-WALL PRODUCTS MANUFACTURING CO., INC.

### Order Scheduling Hearing

In the matter of cease and desist order to be directed to Ox-Wall Products Manufacturing Company, Inc., 50 Wall



Street, Oxford, New Jersey; Docket No. 12822.

It is ordered, This 9th day of April 1959, that Charles J. Frederick will preside at the hearing in the above-entitled proceeding which is scheduled to commence on April 30, 1959, in New York, N.Y.

Released: April 9, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-3104; Filed, Apr. 15, 1959;  
8:45 a.m.]

## FEDERAL POWER COMMISSION

[Project No. 2198]

### SOUTHERN CALIFORNIA EDISON CO.

#### Notice of Land Withdrawal; California

APRIL 9, 1959.

Comformable to the provisions of section 24 of the Act of June 10, 1920, as amended, notice is hereby given that the land hereinafter described, insofar as title thereto remains in the United States, is included in power project No. 2198 for which application for license was filed February 6, 1956. Under said section 24 all land of the United States lying within the boundaries of the project, as delimited upon the maps designated Exhibit "K" entitled Detail Map of Santa Ana No. 3 Project (F.P.C. No. 2198-2), are from February 6, 1956, said date of filing, reserved from entry, location or other disposal under the laws of the United States until otherwise directed by the Commission or by Congress.

SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 1 N., R. 2 W.,  
Sec. 34: S $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ SW $\frac{1}{4}$ .  
T. 1 S., R. 2 W.,  
Sec. 4: Lots 3, 4, 5, 6, SE $\frac{1}{4}$ NE $\frac{1}{4}$ .

The area reserved by the filing of this application is approximately 14.68 acres. All except a minor portion has been heretofore reserved for power purposes under Power Site Classification Nos. 80 and 134, or Project No. 1933. The entire project is within the San Bernardino National Forest.

Copies of project map Exhibits "J" sheet 1, and "K" sheet 2 (F.P.C. Nos. 2198-1 and 2, respectively), have been transmitted to the Bureau of Land Management, Geological Survey and Forest Service.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-3155; Filed, Apr. 15, 1959;  
8:46 a.m.]

[Docket No. E-6875]

### HOLYOKE WATER POWER CO.

#### Notice of Application

APRIL 10, 1959.

Take notice that on April 3, 1959, an application was filed with the Federal

Power Commission pursuant to section 204 of the Federal Power Act by Holyoke Water Power Company ("Applicant"), a corporation organized under the laws of the State of Massachusetts and doing business in the State of Massachusetts, with its principal business office at Holyoke, Massachusetts, seeking an order authorizing the issuance of up to \$8,000,000 of short-term promissory demand notes. None of the aforesaid notes would be outstanding later than June 30, 1960. The notes will bear interest at the prime rate in effect in Boston, Massachusetts from time to time. Said notes will be issued to the First National Bank of Boston and will represent interim financing between takedowns of First Mortgage Bonds authorized by the Federal Power Commission in Docket No. E-6744. Applicant states that the short-term promissory notes will be issued and sold from time to time for the purpose of paying costs of construction of Applicant's Mt. Tom Power Plant and to assure that Applicant's interest charges on its permanent financing for such construction will be kept at a minimum.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 30th day of April, 1959, file with the Federal Power Commission, Washington 25, D.C., petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-3177; Filed, Apr. 15, 1959;  
8:48 a.m.]

[Docket No. G-17786]

### CRESCENT OIL AND GAS CORP.

#### Order for Hearing, Suspending Proposed Change in Rate, and Allowing Changed Rate To Become Effective; Amendment

APRIL 8, 1959.

In the Order for Hearing, Suspending Proposed Change in Rate, and Allowing Changed Rate To Become Effective issued February 18, 1959, and published in the FEDERAL REGISTER on February 26, 1959 (24 F.R. 1431); delete the second paragraph and substitute therefor:

In support of the renegotiated rate increase, Crescent submits the supplementary agreement which, it alleges, provides for the compression of gas. The proposed increased rate as well as the rate sought to be increased includes reimbursement for the Louisiana severance tax. Crescent's interpretation of the tax provisions of the afore-mentioned rate schedule appears to be questionable and should be the subject of a hearing. Rate Schedule No. 3 is subject to further orders of the Commission in the Docket Nos. G-17661 and G-15857.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-3178; Filed, Apr. 15, 1959;  
8:49 a.m.]

[Docket No. G-17675]

### HIAWATHA OIL & GAS CO.

#### Order for Hearing, Suspending Proposed Change in Rate and Allowing Changed Rate To Become Effective; Amendment

APRIL 8, 1959.

In the Order for Hearing, Suspending Proposed Change in Rate and Allowing Changed Rate To Become Effective issued January 30, 1959, and published in the FEDERAL REGISTER on February 6, 1959 (24 F.R. 920); under "The Commission Orders" please insert the following paragraph (F) between paragraphs (E) and (G):

(F) If Hiawatha shall, in conformity with the terms and conditions of paragraph (D) of this order, make the refunds as may be required by order of the Commission, the undertaking shall be discharged; otherwise, it shall remain in full force and effect.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-3179; Filed, Apr. 15, 1959;  
8:49 a.m.]

[Docket No. G-17684]

### CROW DRILLING AND PRODUCING CO.

#### Order for Hearing, Suspending Proposed Change in Rate, and Allowing Changed Rate To Become Effective; Amendment

APRIL 8, 1959.

In the Order for Hearing, Suspending Proposed Change in Rate, and Allowing Changed Rate To Become Effective issued on February 11, 1959, and published in the FEDERAL REGISTER on February 17, 1959 (24 F.R. 1222); delete the second paragraph beginning "In support \* \* \*" and substitute therefor the following paragraph:

The buyer and seller are in disagreement as to the amount of Louisiana severance tax reimbursement included in the proposed increased rate. In view of the controversial interpretation of the tax reimbursement clause in Crow's basic contract, it is deemed appropriate that a public hearing be held to determine the proper interpretation of the tax provisions.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-3180; Filed, Apr. 15, 1959;  
8:49 a.m.]

## INTERNATIONAL COOPERATION ADMINISTRATION

### EXECUTIVE SECRETARY

#### Delegation of Authority To Authenticate Documents

Pursuant to the authority vested in me by the Mutual Security Act of 1954

(Public Law 83-655), as amended, Executive Order 10575, as amended, Executive Order 10610, as amended, and State Department Delegation of Authority 85, as amended, I hereby authorize the Executive Secretary, International Cooperation Administration, or any officer designated to act in his stead, to authenticate on my behalf, books, records and documents of this Agency or true copies of them.

L. J. SACCIO,  
*Acting Director,  
International Cooperation  
Administration.*

APRIL 8, 1959.

[F.R. Doc. 59-3164; Filed, Apr. 15, 1959;  
8:47 a.m.]

**GENERAL SERVICES ADMINIS-  
TRATION**

[ADM 2851.1]

**CERTAIN PURCHASES OF CRUDE  
PETROLEUM AND PETROLEUM  
PRODUCTS**

**Application of the Buy American Act**

APRIL 10, 1959.

1. *Purpose.* This order advises that the procedures set forth by Executive Order 10582 of December 17, 1954, are applicable to procurement contracts for petroleum products.

2. *Cancellations.* Administrative Order No. 236 of April 24, 1958, is hereby canceled.

3. *Background.* By Presidential Proclamation 3279 of March 10, 1959 (24 F.R. 1781), the President revoked Executive Order 10761 of March 27, 1958, as of April 1, 1959. One effect of this revocation is to make the provisions of Executive Order 10582 of December 17, 1954, applicable to procurement contracts for petroleum products.

4. *Procedure.* Pending issuance of instructions by the Department of Interior, bids for petroleum products will be evaluated for purposes of the Buy American Act in accordance with the procedures set forth by Executive Order 10582 of December 17, 1954, including an additional differential of six percent for surplus labor areas. In ascertaining the origin of petroleum products for purposes of a Buy American determination, when material of mixed foreign and domestic origin is offered, it shall be considered foreign if the foreign materials constitute 50 percent or more of the cost of all products used in the completed product.

5. *Inapplicability of determinations.* The Administrator of General Services in his determinations of September 17, 1954, and March 21, 1955, exempted from the restrictions of the Buy American Act certain contracts and purchases by the General Services Administration of petroleum products and residual fuel oil. Those determinations were rescinded by Administrative Order No. 236. These determinations are not reinstated by the cancellation of Administrative Order No. 236.

6. *Effective date.* This order is effective April 1, 1959.

FRANKLIN FLOETE,  
*Administrator.*

[F.R. Doc. 59-3215; Filed, Apr. 15, 1959;  
9:09 a.m.]

**OFFICE OF CIVIL AND DEFENSE  
MOBILIZATION**

DAVID CHARLES HOLUB

**Appointee's Statement of Business  
Interests**

The following statement lists the names of concerns required by subsection 710(b) (6) of the Defense Production Act of 1950, as amended.

No changes.

No changes since last report, published September 10, 1958 (23 F.R. 7015).

Dated: February 1, 1959.

DAVID CHARLES HOLUB.

[F.R. Doc. 59-3149; Filed, Apr. 15, 1959;  
8:45 a.m.]

**SECURITIES AND EXCHANGE  
COMMISSION**

[File No. 1-2645]

F. L. JACOBS CO.

**Order Summarily Suspending Trading**

APRIL 10, 1959.

I. The common stock, \$1.00 par value, of F. L. Jacobs Co. is registered on the New York Stock Exchange and admitted to unlisted trading privileges on the Detroit Stock Exchange, national securities exchanges, and

II. The Commission on February 11, 1959 issued its order and notice of hearing under section 19(a) (2) of the Securities Exchange Act of 1934 to determine at a hearing beginning March 16, 1959 whether it is necessary or appropriate for the protection of investors to suspend for a period not exceeding twelve months, or to withdraw, the registration of the capital stock of F. L. Jacobs Co. on the New York Stock Exchange and Detroit Stock Exchange for failure to comply with section 13 of the Act and the rules and regulations thereunder.

On April 1, 1959, the Commission issued its order summarily suspending trading of said securities on the exchanges pursuant to section 19(a) (4) of the Act for the reasons set forth in said order to prevent fraudulent, deceptive or manipulative acts or practices for a period of ten days ending April 11, 1959.

III. The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on the New York Stock Exchange and Detroit Stock Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the further opinion that such suspension is necessary

in order to prevent fraudulent, deceptive or manipulative acts or practices, trading in the stock of F. L. Jacobs Co. will be unlawful under section 15(c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule 240.15c2-2 (17 CFR 240.15c2-2) thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange.

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934 that trading in said security on the New York Stock Exchange and Detroit Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for a period of ten (10) days, April 12, 1959, to April 21, 1959, inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
*Secretary.*

[F.R. Doc. 59-3166; Filed, Apr. 15, 1959;  
8:47 a.m.]

[File No. 24D-2326]

**WESTERN FACTORS, INC.**

**Order Temporarily Suspending Ex-  
emption, Statement of Reasons  
Therefor, and Notice of Opportunity  
for Hearing**

APRIL 10, 1959.

I. Western Factors, Inc. (issuer), 212 Beason Building, Salt Lake City, Utah, filed with the Commission on August 19, 1958, a notification on Form 1-A and an offering circular, and subsequently filed amendments thereto, relating to an offering of 200,000 shares of its common \$1 par value stock at \$1.50 per share for an aggregate offering of \$300,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder; and

II. The Commission has reasonable cause to believe that:

A. The terms and conditions of Regulation A have not been complied with in that:

1. The notification on Form 1-A fails to disclose each affiliate of the issuer and the nature of the affiliation as required by Item 2(b).

2. The notification on Form 1-A fails to disclose the names and addresses of officers, directors and promoters and positions held with the issuer as required by Item 3.

3. The notification on Form 1-A fails to disclose all sales of unregistered securities within one year prior to the filing, and other pertinent information required by Item 9.

4. Offers and sales of securities which are the subject of the Regulation A offering were made by the issuer prior to the expiration of the waiting period prescribed by Rule 255.

B. The offering circular contains untrue statements of material facts, and omits to state material facts necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading, particularly with respect to:

1. The failure to disclose the acquisition of majority interests in companies whose business is different from that in which it was represented the issuer would engage;

2. The failure to disclose that proceeds of the offering were to be used to acquire interests in such other business;

3. The failure to disclose the past and present officers and directors of the issuer;

4. The list on page 5 of persons holding stock or having subscribed to stock in the issuer;

5. The offer and sale of the issuer's securities at a price different from that stated in the offering circular.

C. The offering would be made in violation of section 17 of the Securities Act of 1933, as amended.

III. *It is ordered*, Pursuant to Rule 261 of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it hereby is, temporarily suspended.

Notice is hereby given to Western Factors, Inc. and to any person having any interest in the matter, that this order has been entered; that the Commission upon receipt of a written request within thirty days after entry of this order will, within twenty days after the receipt of such request, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether to vacate the order or to enter an order permanently suspending the exemption, without prejudice, however, to the consideration and presentation of additional matters at the hearing; that if no hearing is requested and none is ordered by the Commission, the order shall become permanent on the thirtieth day after its entry, and shall remain in effect, unless or until it is modified or vacated by the Commission, and that notice of the time and place for any hearing will promptly be given by the Commission.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 59-3167; Filed, Apr. 15, 1959;  
8:47 a.m.]

[File No. 24FW-1166]

# EMPIRE OIL CORP.

## Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

APRIL 10, 1959.

I. Empire Oil Corporation (issuer), a Delaware corporation with its principal office at 245 West 44th Street, New York, New York, filed with the Commission on March 17, 1959 a notification on Form

1-A and an offering circular relating to an offering of 370,000 shares of its 5¢ par value common stock, 140,000 of such shares to be offered for cash at 35¢ per share or a total of \$49,000 and 230,000 of such shares to be offered as part of the purchase price for additional oil and gas leases in the State of Oklahoma, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) and Regulation A promulgated thereunder.

II. The Commission has reason to believe that:

A. The terms and conditions of Regulation A have not been complied with, in that:

1. The issuer has failed to comply with Rules 253 (a) and (c) in that escrow arrangement with an independent escrow agent have not been made with respect to the shares specified in Rule 253(c) and copies of the escrow agreements have not been supplied as an exhibit to the notification on Form 1-A, as required by Item 11(h).

2. The notification on Form 1-A fails to disclose the names and addresses of predecessors and affiliates of the issuer, as required by Item 2.

3. The notification on Form 1-A fails to set forth fully the information required by Items 5 and 10 as to the issuer's predecessors and affiliates.

4. The notification on Form 1-A fails to set forth fully the information required by Item 9(b) with respect to transactions in unregistered securities of the issuer by or for the account of the persons specified in such item.

5. The Regulation A exemption is not available pursuant to Rule 253(d) for the proposed cash offering of 140,000 shares.

6. Copies of the governing instruments defining the rights of the 5¢ par value common stock of the issuer proposed to be offered have not been filed as required by Item 11(a) of Form 1-A.

B. The offering circular contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading, particularly with respect to:

1. The failure to disclose with respect to the cash offering, the cost of such shares to the underwriter, and the profits to be realized by the underwriter in connection with the offering.

2. The failure to disclose with respect to the offering of securities for additional properties, information concerning the terms of any agreements entered into or contemplated between the issuer and persons to whom such stock is to be issued.

3. The failure to set forth adequate information concerning the company, its incorporation and prior public offering of securities, its operations from incorporation to a current date, the transactions whereby control of the company has been acquired by the present controlling group, the cost of such controlling interest to such group and the degree and extent of control so acquired.

4. The statements under the caption "Capitalization of the Company" with respect to the number of shares outstanding and the reference to 230,000 shares of treasury stock.

5. The failure to disclose the net production of crude oil and of natural gas, if any, to the interests owned by the issuer by years for the calendar years 1956 and 1957, and by months for the calendar year 1958 and the months of January and February 1959, shown separately as to the amounts obtained from royalty interests and from working interests.

6. The failure to disclose the estimated proved crude oil reserves net to the issuer's interest shown separately as to royalty interests and working interests for properties considered developed and undeveloped.

7. The failure to disclose the date of acquisition of each of the producing properties and each of the non-producing properties listed in the tables in the offering circular.

8. The statements in the offering circular (a) that in the opinion of the president of the company the producing leaseholds would pay out a very substantial sum of money over a period of a great number of years, (b) that the president of the issuer was very optimistic over the possibilities of the non-producing leaseholds, and (c) that the company has leaseholds that can and should be extremely valuable if properly exploited.

9. The failure to adequately disclose under the caption "Litigation and Debts" existing or threatened litigation against the company and existing liabilities or debts of the company.

10. The failure to disclose a reasonably itemized statement of the purposes for which the offering is being made and to which the proceeds to the issuer therefrom are to be used with the amount to be used for each such purpose, indicating in what order of priority the proceeds will be used for the respective purposes.

11. The failure to disclose whether or not any directors, officers, controlling persons or promoters of the issuer have any direct or indirect interest, by security holdings or otherwise, in the issuer or its operations and properties, or in any material transactions between such persons and the issuer or any of its predecessors or affiliates.

12. The failure to include adequate financial information complying with the requirements of Item 11 of Schedule I, and the use of appraisal valuations in the inadequate financial information which is given.

C. The offering would be made in violation of section 17 of the Securities Act of 1933, as amended.

III. *It is ordered*, Pursuant to Rule 261(a) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it is hereby, temporarily suspended.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing within thirty days after the entry of this order; that

within twenty days after receipt of such request the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission, for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; that if no hearing is requested and none is ordered by the Commission, this order shall become permanent on the thirtieth day after its entry and shall remain in effect unless or until it is modified or vacated by the Commission, and that notice of the time and place for any hearing will promptly be given by the Commission.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 59-3168; Filed, Apr. 15, 1959;  
8:48 a.m.]

[File No. 70-3785]

### NATIONAL FUEL GAS CO. ET AL.

#### Notice of Proposed Issue and Sale By Holding Company of Unsecured Notes to Banks and Intra-System Issuance, Sale and Acquisition of Notes

APRIL 10, 1959.

In the matter of National Fuel Gas Company, Iroquois Gas Corporation, Pennsylvania Gas Company; File No. 70-3785.

Notice is hereby given that National Fuel Gas Company ("National"), a registered holding company, and two of its gas utility subsidiaries, Iroquois Gas Corporation ("Iroquois"), and Pennsylvania Gas Company ("Pennsylvania"), have filed with this Commission a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7, 9(a), 10, 12(b), and 12(f) of the Act and Rules 43 and 45 promulgated thereunder as applicable to proposed transactions which are summarized as follows:

National proposes to borrow, from time to time during the period July 1, 1959 through December 31, 1959, not in excess of \$8,100,000 from The Chase Manhattan Bank ("Chase Bank") pursuant to a Credit Agreement dated February 16, 1959. Each borrowing is to be evidenced by an unsecured promissory note to be dated as of the date of issue, to mature on July 1, 1961 and to bear interest at the prime commercial rate of Chase Bank in force on the date of issue of each note. The notes may be prepaid in whole or in part without penalty, unless any such prepayment results directly or indirectly from the proceeds of, or in anticipation of, any bank borrowing other than from Chase Bank, in which event National will pay a premium of  $\frac{1}{2}$  of 1 percent on the principal sum so prepaid.

National further proposes to make loans not exceeding \$6,900,000 to Iroquois and \$1,200,000 to Pennsylvania. These loans are to be made from time to time during the period July 1, 1959, through December 31, 1959, and are to be evidenced by a series of unsecured promissory notes in the amount of \$300,000 each in the case of Iroquois and \$100,000 each in the case of Pennsylvania. The first note in each series will mature on April 1, 1963. Each succeeding note in each series will mature on April 1, of each succeeding year, with the final serial maturity for Iroquois, scheduled for 1985. Pennsylvania's final serial maturity will occur in 1974. Each note will bear interest at the same rate as that applicable to National's companion note with Chase Bank, subject to a subsequent adjustment to a rate equal to the coupon rate applicable to National's next debenture issue. The notes may be prepaid in whole or in part without penalty.

The net proceeds derived by Iroquois and Pennsylvania from the sales of their notes to National, together with funds available from current operations, are to be used to make additions to their utility plants during 1959, estimated at \$9,400,000, to purchase additional gas for underground storage, estimated at \$1,000,000, and for other corporate purposes.

The fees and expenses of National, Iroquois and Pennsylvania are estimated to aggregate \$6,800, including fees of counsel aggregating \$3,000.

Iroquois has petitioned the Public Service Commission of the State of New York for authority to issue and sell its notes and Pennsylvania has applied to the Pennsylvania Public Utility Commission for similar authority. Copies of the orders of these commissions are to be supplied by amendment. It is represented that no other State commission and no Federal commission, other than this Commission has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than April 27, 1959, request in writing that a hearing be held in respect of such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the joint application-declaration which he desires to controvert, or he may request that he be notified should the Commission order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date the joint application-declaration as filed, or as it may be hereafter amended, may be granted and permitted to become effective as provided by Rule 23 promulgated under the Act, or the Commission may grant exemption from its rules under the Act as provided by Rules 20(a) and 100 thereof, or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 59-3169; Filed, Apr. 15, 1959;  
8:48 a.m.]

## SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Area 221]

### ILLINOIS

#### Declaration of Disaster Area

Whereas, it has been reported that during the months of March and April 1959, because of the effects of certain disasters, damage resulted to residences and business property located in certain areas in the State of Illinois;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the areas affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such areas constitute a catastrophe within the purview of the Small Business Act.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b) of the Small Business Act may be received and considered by the Office below indicated from persons or firms whose property situated in the following Counties (including any areas adjacent to said Counties) suffered damage or other destruction as a result of the catastrophe hereinafter referred to:

Counties: Stephenson and Winnebago (Floods occurring on or about March 28, through April 4, 1959).

Office: Small Business Administration Regional Office, 430 Bankers Building, 105 West Adams Street, Chicago 6, Ill.

2. No special field offices will be established at this time.

3. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to October 31, 1959.

Dated: April 6, 1959.

WENDELL B. BARNES,  
Administrator.

[F.R. Doc. 59-3176; Filed, Apr. 15, 1959;  
8:48 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 81]

### MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICE

APRIL 10, 1959.

The following letter-notices of proposals to operate over deviation routes for operating convenience only with no service at intermediate points have been filed with the Interstate Commerce Commission, under the Commission's special rules revised, 1957 (49 CFR 211.1(c) (8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d) (4)).

Protests against the use of any proposed deviation route herein described

may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's deviation rules revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

#### MOTOR CARRIERS OF PROPERTY

No. MC 1124 (Deviation No. 2), HER-RIN TRANSPORTATION COMPANY, 2301 McKinney Avenue, Houston, Tex., filed March 27, 1959. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route, between Baton Rouge, La., and Mobile, Ala., as follows: From Baton Rouge over Louisiana Highway 37 to junction Louisiana Highway 16, thence over Louisiana Highway 16 to junction Louisiana Highway 10, thence over Louisiana Highway 10 to the Louisiana-Mississippi State line (also from Baton Rouge over U.S. Highway 190 to Covington, La., thence over Louisiana Highway 21 to the said State line), thence over Mississippi Highway 26 to Lucedale, Miss., thence over U.S. Highway 98 to Mobile, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities between Baton Rouge and La Place, La., over U.S. Highways 61 and 65; between La Place, La., and New Orleans, La., over U.S. Highway 61; and between New Orleans and Jacksonville, Fla., over U.S. Highway 90.

No. MC 30605 (Deviation No. 2), THE SANTE FE TRAIL TRANSPORTATION COMPANY, 433 East Waterman, Wichita 1, Kans., filed April 1, 1959. Attorney for said carrier, Francis J. Steinbrecher, 80 East Jackson Boulevard, Chicago 4, Ill. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route, between Tulsa, Okla., and Joplin, Mo., as follows: From Tulsa over 51st Street by-pass expressway to junction Will Rogers Turnpike, thence over Will Rogers Turnpike to the Oklahoma-Missouri State line, thence over U.S. Highway 166 expressway to Joplin and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities from Tulsa over U.S. Highway 169 to junction U.S. Highway 166, thence over U.S. Highway 166 to junction U.S. Highway 66, thence over U.S. Highway 66 to Joplin, and return over the same route.

No. MC 30605 (Deviation No. 3), THE SANTE FE TRAIL TRANSPORTATION COMPANY, 433 East Waterman, Wichita 1, Kans., filed April 3, 1959. Attorney for said carrier, Francis J. Steinbrecher, 80 East Jackson Boulevard, Chicago 4,

Ill. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route, between Denver, Colo., and junction U.S. Highways 85 and 87, at or near Castle Rock, Colo., as follows: From Denver over Valley Highway to junction U.S. Highway 87, thence over U.S. Highway 87 to junction U.S. Highway 85 and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities between Denver and Castle Rock over U.S. Highway 85.

No. MC 38565 (Deviation No. 1), HARRIS MOTOR EXPRESS, INC., 890 Charlestown Road, Martinsburg, W. Va., filed April 3, 1959. Attorney for said carrier, A. Allan Polakoff, 2019 Maryland Avenue, Baltimore, Md. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route, between Martinsburg, W. Va., and Frederick, Md., as follows: From Martinsburg over West Virginia Highway 9 to Kearneysville, W. Va., thence over West Virginia Highway 48 to Sheperdstown, W. Va., thence over Maryland Highway 34 to Boonsboro, Md., thence over U.S. Highway 40-A to junction U.S. Highway 40, thence over U.S. Highway 40 to Frederick and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities from Martinsburg over West Virginia Highway 9 to junction U.S. Highway 340 and thence over U.S. Highway 340 to Frederick, and return over the same route.

No. MC 109095 (Deviation No. 1), ANDERSON MOTOR SERVICE, INC., 1516 North 14th Street, St. Louis 6, Mo., filed March 30, 1959. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route, between junction U.S. Highway 6 and U.S. Highway 24 and junction U.S. Highway 6 and U.S. Highway 20, as follows: From junction U.S. Highway 6 and U.S. Highway 24 over U.S. Highway 6 to junction U.S. Highway 20, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities from junction U.S. Highway 6 and U.S. Highway 24 over U.S. Highway 24 to junction U.S. Highway 20, and thence over U.S. Highway 20 to junction U.S. Highway 6, and return over the same route.

No. MC 109095 (Deviation No. 2), ANDERSON MOTOR SERVICE, INC., 1516 North 14th Street, St. Louis 6, Mo., filed March 30, 1959. Carrier proposes to operate as a *common carrier* by motor vehicle of *general commodities*, with certain exceptions, over a deviation route, between junction U.S. Highway 24 and Ohio Highway 49 and junction Ohio Highway 12 and U.S. Highway 20, as follows: From junction U.S. Highway 24 and Ohio Highway 49 over Ohio High-

way 49 to junction Ohio Highway 113, thence over Ohio Highway 113 to junction Ohio Highway 15, thence over Ohio Highway 15 to junction Ohio Highway 12, thence over Ohio Highway 12 to junction U.S. Highway 20, and return over the same route, for operating convenience only, serving no intermediate points. The notice indicates that the carrier is presently authorized to transport the same commodities from junction U.S. Highway 24 and Ohio Highway 49 over U.S. Highway 24 to junction U.S. Highway 20, thence over U.S. Highway 20 to junction Ohio Highway 12, and return over the same route.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 59-3131; Filed, Apr. 15, 1959; 8:45 a.m.]

[Notice 7]

### APPLICATIONS FOR MOTOR CARRIER CERTIFICATE OR PERMIT COVERING OPERATIONS COMMENCED DURING "INTERIM" PERIOD

APRIL 10, 1959.

Applications for motor carrier certificate or permit covering operations commenced during the "interim" period, after May 1, 1958, but on or before August 12, 1958.

The following applications and certain other procedural matters relating thereto are filed under the "interim" clause of section 7(c) of the Transportation Act of 1958. These matters are governed by Special Rule § 1.243 published in the FEDERAL REGISTER issue of January 8, 1959, page 205, which provides, among other things, that this publication constitutes the only notice to interested persons of filing that will be given; that appropriate protests to an application (consisting of an original and six copies each) must be filed with the Commission at Washington, D.C., within 30 days from the date of this publication in the FEDERAL REGISTER; that failure to so file seasonably will be construed as a waiver of opposition and participation in such proceeding, regardless of whether or not an oral hearing is held in the matter; and that a copy of the protest also shall be served upon applicant's representative (or applicant, if no practitioner representing him is named in the notice of filing).

These notices reflect the operations described in the applications as filed on or before the statutory date of December 10, 1958.

No. MC 3281 (Sub No. 2), filed December 9, 1958. Applicant: JACK F. POWELL AND C. K. POWELL, doing business as POWELL TRUCK LINE, Searcy, Ark. Applicant's attorney: Louis Tarlowski, Rector Building, Little Rock, Ark. Authority sought under section 7 of the Transportation Act of 1958 to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen berries*, from Searcy, McRae, Bald Knob, Ark., and St. Louis, Mo., to



points in Milwaukee, Wis., St. Louis, Mo., Soduis, Mich., Cincinnati, Ohio, Memphis, Tenn., Searcy, Little Rock, Texarkana, Ark., and Texarkana, Tex.

No. MC 110563 (Sub No. 11), filed December 8, 1958. Applicant: COLDWAY FOOD EXPRESS, INC., P.O. Box 259, Sidney, Ohio. Applicant's representative: Charles H. Trayford, 155 East 40th Street, New York 16, N.Y. Authority sought under section 7 of the Transportation Act of 1958 to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Frozen fruits, frozen berries*, in straight and in mixed loads with *certain exempt commodities, frozen vegetables, coffee beans, and tea*, from points in New Jersey, New York, and Pennsylvania, to points in New Jersey, New York, Illinois, Ohio, Kentucky, and Nebraska.

No. MC 112014 (Sub No. 3), filed December 8, 1958. Applicant: SKAGIT VALLEY TRUCKING CO., INC., P.O. Box 437, Mt. Vernon, Wash. Authority sought under section 7 of the Transportation Act of 1958 to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables*, in straight and mixed loads with *certain exempt commodities* from points in Washington to points in Oregon and California.

NOTE: Applicant states that fish and seafood were transported in mixed shipments with the above commodities.

No. MC 118108 (Sub No. 1), filed December 8, 1958. Applicant: SAMUEL RUBIN, doing business as IDEAL FRUIT CO., 27 Forester Avenue, Warwick, N.Y. Applicant's attorney: Martin Werner, 295 Madison Avenue, New York 17, N.Y. Authority sought under section 7 of the Transportation Act of 1958 to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, and *certain exempt commodities*, in mixed shipment and straight shipment, between Mt. Kisco, N.Y., and points in New Jersey.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 59-3132; Filed, Apr. 15, 1959;  
8:45 a.m.]

[Notice 13]

# APPLICATIONS FOR MOTOR CARRIER "GRANDFATHER" CERTIFICATE OR PERMIT

APRIL 10, 1959.

The following applications and certain other procedural matters relating thereto are filed under the "grandfather" clause of section 7(c) of the Transportation Act of 1958. These matters are governed by Special Rule § 1.243 published in the FEDERAL REGISTER issue of January 8, 1959, page 205, which provides, among other things, that this publication constitutes the only notice to interested persons of filing that will be given; that appropriate protests to an application (consisting of an original and six copies each) must be

filed with the Commission at Washington, D.C., within 30 days from the date of this publication in the FEDERAL REGISTER; that failure to so file seasonably will be construed as a waiver of opposition and participation in such proceeding, regardless of whether or not an oral hearing is held in the matter; and that a copy of the protest also shall be served upon applicant's representative (or applicant, if no practitioner representing him is named in the notice of filing).

These notices reflect the operations described in the applications as filed on or before the statutory date of December 10, 1958.

No. MC 11344 (Sub No. 3), filed December 8, 1958. Applicant: H. F. BARNHILL, doing business as BARNHILL MOTOR EXPRESS, P.O. Box 632, Gaffney, S.C. Applicant's attorney: A. Ray Godshall, De Camp Building, Gaffney, S.C. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Charleston, S.C., Mobile, Ala., Tampa and Miami, Fla., and New Orleans, La., to points in South Carolina, North Carolina, Virginia, Georgia, Florida, Alabama, Louisiana and Tennessee.

NOTE: Applicant conducts operations under the partial exemption of section 206(a) (1) of the Act by virtue of a Form BMC 75 filing assigned Docket No. MC 11344 (Sub No. 2).

No. MC 26377 (Sub No. 9), filed December 5, 1958. Applicant: LEONARDO TRUCK LINES, INC., Route No. 1, Granger, Wash. Applicant's attorney: Don M. Tunstall, 1016 Larson Building, Yakima, Wash. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables*, between points in Washington, Idaho, Oregon, and California.

No. MC 78728 (Sub No. 2), filed December 10, 1958. Applicant: EVERETT EXPRESS, INC., P.O. Box 323, Tarboro, N.C. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Baltimore, Md., Charleston, S.C., New York, N.Y., and Philadelphia, Pa., to Wilson, N.C., and Norfolk, Va.

NOTE: Applicant states that Everetts Motor Line of Conetoe, N.C., Docket No. MC 4388, is owned jointly by the owners of applicant; therefore, common control may be involved.

No. MC 109994 (Sub No. 16), filed November 28, 1958. Applicant: OREN M. SIZER, doing business as SIZER GRAIN SERVICE, 407 Fourth Avenue SE, Rochester, Minn. Applicant's attorney: Claude J. Jasper, One West Main Street, Madison 3, Wis. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, "transporting: *Frozen vegetables, wool imported from any foreign country, wool tops and noils,*

and *wool waste* (carded, spun, woven, or knitted), between points in Minnesota, Wisconsin, Illinois, Indiana, Ohio, Pennsylvania, New York, New Jersey, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, and Maine.

No. MC 110563 (Sub No. 10), filed December 8, 1958. Applicant: COLDWAY FOOD EXPRESS, INC., P.O. Box 259, Sidney, Ohio. Applicant's representative: Charles H. Trayford, 155 East 40th Street, New York 16, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, cocoa beans, coffee beans, tea and bananas*, in straight and in mixed loads with *certain exempt commodities*, from points in New York, California, Connecticut, Florida, Illinois, Maine, Massachusetts, Michigan, Nebraska, New Jersey, Nevada, Ohio, Pennsylvania, and Wisconsin, to points in Alabama, Connecticut, the District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Texas, Vermont, Virginia, Wisconsin, and West Virginia.

No. MC 115841 (Sub No. 48) (REPUBLICAN), filed December 8, 1958, published issue of FEDERAL REGISTER April 2, 1959, at page 2575. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Birmingham, Ala. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, coffee beans, bananas*, and *certain exempt commodities* in full loads and mixed shipments, from points in Alabama, Arkansas, California, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Delaware, to points in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

No. MC 117916, filed November 28, 1958. Applicant: ALEX BUCHHOLZ AND SAMUEL BUCHHOLZ, doing business as B. & S. TRUCKING AND A. BUCHHOLZ TRUCKING, 204 Franklin Street, New York 13, N.Y. Applicant's attorney: Martin Werner, 295 Madison Avenue, New York 17, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue

to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables*, between points in New York, Pennsylvania, New Jersey, and Connecticut.

No. MC 117973, filed December 3, 1958. Applicant: PETER ADENT AND HATTIE ADENT, doing business as H. J. A. PRODUCE, Box 119-A, Route No. 2, Berrien Springs, Mich. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, coffee beans, and bananas*, in straight and in mixed loads with *certain exempt commodities*, from New York, N.Y., Baltimore and Salisbury, Md., Norfolk, Va., Bridgeton, N.J., and Rehoboth Beach, Del., to Pittsburgh, Pa., Akron, Cleveland, Columbus, Mansfield, Springfield, and Toledo, Ohio, Indianapolis, Fort Wayne, Lafayette, and Vincennes, Ind., Chicago, Ill., Milwaukee and Madison, Wis., and St. Paul, Minn.

No. MC 117975, filed December 3, 1958. Applicant: F. G. HUTCHINS, 612 Oxford Street, Houston 7, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Galveston, Brownsville, and Houston, Tex., New Orleans, La., and Tampa, Fla., to points in Alabama, Arizona, Arkansas, California, Colorado, Florida, Illinois, Iowa, Kansas, Louisiana, Michigan, Minnesota, Mississippi, Missouri, New Mexico, Oklahoma, Tennessee, and Texas.

No. MC 117976, filed December 1, 1958. Applicant: GILBERT LA BAIR, doing business as LA BAIR TRUCKING, 14997 Imlay City Road, Box 277, Capac, Mich. Applicant's attorney: Wilhelmina Boersma, 2850 Penobscot Building, Detroit 26, Mich. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, tea and bananas*, and *certain exempt commodities* in mixed shipments and in straight shipments, from points in Michigan on and east of U.S. Highway 23 and on and south of Michigan Highway 46, and from St. Louis, Mo., New York N.Y., South Bend, Ind., South Kearney, N.J., Chicago, Ill., and points within the Commercial Zones of each, as defined by the Commission, to points in Michigan, Ohio, Indiana, Illinois, New York, New Jersey and Pennsylvania, and to Louisville, Ky., St. Louis and Kansas City, Mo., Milwaukee and Madison, Wis.

NOTE: Applicant states that seasonal operations are conducted for hire during the months between January 1 and May 31, inclusive, of each year, in the transportation of Hot house rhubarb, rutabagas, potatoes, peat moss or humas, frozen fruits, vegetables, and berries, and that the principal commodities transported on return movements are eggs, fresh and frozen, frozen berries, fruit, and vegetables, bananas, and miscellaneous fresh fruits and vegetables. Applicant further states that between June 1 and December 31, inclusive of each year, fresh vege-

tables and fruits, such as beans, carrots, potatoes, onions, lettuce, celery, corn, rutabagas, cabbage, cauliflower, cucumbers, and other miscellaneous vegetables and fruits along with peat moss or humas are transported with the chief return movement, namely the same type of produce and empty containers that held such produce to its destination; at times, fresh and frozen fruits, vegetables, and berries are hauled in the same vehicle. Applicant therefore requests that any authority granted applicant authorize the continuance of such service.

No. MC 118045, filed December 5, 1958. Applicant: ALBANY FOOD PRODUCTS, INC., 745 West 30th, Albany, Oreg. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, between points in California, Washington, and Oregon (including Corvallis).

No. MC 118083, filed December 8, 1958. Applicant: DARNELL & COMPANY, a Corporation, 142 Madison Street, Jacksonville, Fla. Applicant's attorney: William A. Hamilton, Barnett National Bank Building, Jacksonville 2, Fla. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Tampa and Miami, Fla., to Cincinnati, Canton, and Toledo, Ohio, Paintsville and Louisville, Ky., Pittsburgh, Pa., Nashville and Murfreesboro, Tenn., Goldsboro, N.C., Atlanta, Ga., Jacksonville, Fla., St. Louis, Mo., and Columbia, S.C.

No. MC 118099, filed December 9, 1958. Applicant: W. E. FRICKE CO., INC., Box 149, Fredericksburg, Tex. Applicant's attorney: Robert L. Strickland, 715 Frost National Bank Building, San Antonio 5, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, cocoa beans, coffee beans, tea, bananas, hemp, wool*, imported from any foreign country, *wool tops and noils*, and *wool waste* (carded, spun, woven or knitted), and *certain exempt commodities* in mixed and straight shipments, between points in Alabama, Arkansas, Arizona, California, Colorado, Connecticut, District of Columbia, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, and Wyoming.

No. MC 118108, filed December 8, 1958. Applicant: SAMUEL RUBIN, doing business as IDEAL FRUIT CO., 27 Forester Avenue, Warwick, N.Y. Applicant's attorney: Martin Werner, 295 Madison Avenue, New York 17, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, coffee beans, and bananas, and certain exempt commodities*, in mixed and straight shipments, between points in New York, New Jersey, and Pennsylvania.

No. MC 118115, filed December 7, 1958. Applicant: VIRGIL M. JENKINS, doing business as JENKINS TRUCK LINE, 1805½ Jackson, Kansas City, Missouri. Applicant's attorney: Lowell L. Knipmeyer, Waltham Building, Kansas City 6, Mo. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, and bananas*, between points in Washington, Oregon, Idaho, California, Florida, Nebraska, Iowa, Missouri, Kansas, Arkansas, Oklahoma, and Texas.

No. MC 118120, filed December 8, 1958. Applicant: W. L. JUSTICE, 1300 French Avenue, Sanford, Fla. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Miami and Tampa, Fla., New Orleans, La., and Charleston, S.C., to points in Georgia, North Carolina, and South Carolina.

No. MC 118123, filed December 7, 1958. Applicant: W. H. KALE AND THOMAS KALE, doing business as THOMAS KALE TRUCKING, 1500 South Zarzamora Street, San Antonio, Texas. Applicant's attorney: Robert L. Strickland, 715 Frost National Bank Building, San Antonio 5, Texas. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, cocoa beans, coffee beans, tea, bananas, hemp, wool imported from any foreign country, wool tops and noils, and wool waste* (carded, spun, woven, or knitted), in straight and in mixed loads with *certain exempt commodities*, between points in Alabama, Arizona, Arkansas, California, Colorado, Georgia, Idaho, Illinois, Iowa, Kansas, Louisiana, Minnesota, Missouri, Montana, Nebraska, New Mexico, North Carolina, North Dakota, Nevada, Oklahoma, Oregon, South Carolina, South Dakota, Texas, Utah, Virginia, Washington, Wisconsin, and Wyoming.

No. MC 118163 (Republication), filed December 8, 1958, published issue of March 26, 1959. Applicant: HOOSIER PRODUCE CO., INC., 4101 Massachusetts Avenue, Indianapolis, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, (1) between South Atlantic, North Atlantic, and Gulf Ports and points in the United States, including the District of Columbia and the new State of Alaska, and (2) between points in the United States including the District of Columbia and the new State of Alaska.

No. MC 118169, filed December 8, 1958. Applicant: SEPTIMUS J. MacPHEE, doing business as MacPHEE'S TRANSFER, Souri, Prince Edward Island, Canada. Applicant's attorney: Francis E. Barrett, Jr., 7 Water Street, Boston 9, Mass. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and bananas*, from Boston, Mass., to Ports of Entry on the boundary between the United States and Canada, in Maine (destined for points in Prince Edward Island, Canada). Applicant indicates it also seeks authority to continue the transportation of fresh fruits and vegetables in mixed shipments with the above-described commodities.

No. MC 118192, filed December 8, 1958. Applicant: PRODUCE HAULERS, INC., 273 Forester Avenue, Warwick, N.Y. Applicant's attorney: Martin Werner, 295 Madison Avenue, New York 17, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, between Philadelphia, Pa., Baltimore, Md., and points in New York and New Jersey.

No. MC 118202, filed December 8, 1958. Applicant: SCHULTZ TRANSIT, INC., P.O. Box 387, Rochester, Minn. Applicant's attorney: Hoyt Crooks, 842 Raymond Avenue, St. Paul 14, Minn. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables*, from points in California to points in Minnesota, Iowa and Wisconsin. From Saginaw, Mich., to Madison, Wis. From Oakland, Calif., to Sioux Falls, S. Dak. *Frozen fruits and frozen berries*, from points in Wisconsin and Michigan to points in California. *Frozen fruit*, from points in Washington, Pennsylvania, and Winchester, Va., to points in Minnesota, Iowa and Wisconsin. From Frankfort, Mich. to St. James, Minn., from Arlington, Minn., to Kansas City, Kans. *Frozen berries*, from points in California to points in Missouri and Pennsylvania. From Boston, Mass., to St. Paul, Minn. *Bananas*, from points in Louisiana, Florida, and Texas to points in Minnesota and Iowa. Wool imported from any foreign country, *wool tops and noils*, and *wool waste* (carded, spun, woven, or knitted), from points on the Eastern seaboard in Massachusetts, New York, New Jersey, Rhode Island, Delaware, and Philadelphia, Pa., to points in Minnesota, Iowa, Wisconsin, Michigan, and Illinois. From points in Illinois, Wisconsin, and Omaha, Nebr., to points in Minnesota, Wisconsin, Massachusetts, and New York. And also, applicant seeks authority to continue to engage in the transportation of *certain exempt commodities* in mixed or in straight loads with the above-specified commodities, namely, eggs, poultry, and domestic wool and other wool products of exempt status in the same vehicle with wool described above, and fresh fruits, fresh berries,

and fresh vegetables in the same vehicle with bananas, frozen fruit, frozen vegetables and/or frozen berries.

No. MC 118207, filed December 8, 1958. Applicant: PAUL E. SCOTT, doing business as SCOTT TRUCK LINE, 321 East 13th Street, Hutchinson, Kans. Applicant's attorney: J. Wm. Townsend, 641 Harrison Street, Topeka, Kans. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, and bananas*, from points in Oregon, Washington, California, Utah, and Idaho to points in Oklahoma, Kansas, and Missouri. Applicant indicates he also seeks authority to continue to transport the above-specified commodities in the same vehicle and at the same time with *exempt commodities*, namely, unmanufactured agricultural and horticultural commodities and fish.

No. MC 118238, filed December 8, 1958. Applicant: B. WILLEFORD, doing business as VALLEY TRUCK SERVICE, P.O. Box 243, Woodburn, Ore. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, and certain exempt commodities*, in mixed and in straight shipment, from points in Washington, Oregon and California, to points in Washington, Oregon, Idaho, Nevada, and California.

No. MC 118247, filed December 9, 1958. Applicant: L. D. ATKINS, doing business as WISCONSIN DAIRY PRODUCTS COMPANY, 2906 Sale Street, Dallas 19, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, and bananas*, from Brownsville and Galveston, Tex., to points in Texas, Oklahoma, Kansas, Iowa, Michigan, Missouri, Illinois, Wisconsin, and Minnesota.

No. MC 118255, filed December 9, 1958. Applicant: VICTOR L. EDWARDS, doing business as DIXIE TRUCK SERVICE, P.O. Box 128, Garden City, Ala. Applicant's representative: Wade H. Brown, Traffic Mgr., Motor Carrier Consultants, 2031 Ninth Avenue, South, Birmingham 15, Ala. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, between points in southeastern and far western states, namely points in the United States except those in Maine, New Hampshire, Vermont, and the District of Columbia.

No. MC 118284, filed December 10, 1958. Applicant: R. J. & C. W. FLETCHER, INC., Lenoir City, Tenn. Applicant's attorney: Frank B. Creekmore, 9th Floor Bank of Knoxville Building, Knoxville 2, Tenn. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over

irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, coffee beans, bananas and hemp*, from Knoxville, Bell, Sykesburg, Nashville, Chattanooga and Bolivar, Tenn., Cambridge, Md., Watsonville, Calif., Ponchartroula and New Orleans, La., Miami, Fla., New York, N.Y., Cincinnati, Ohio, and Hickory, N.C., to Chicago and Peoria, Ill., Philadelphia, Scranton, and Pittsburgh, Pa., Lubbock, Tex., New York, Bronx, Buffalo, Syracuse, Clairmont, and Brockport, N.Y., Atlanta, Monticello, and Gainesville, Ga., Richmond, Norfolk, Roanoke, Williamsburg, and Winchester, Va., Jackson and Hattiesburg, Miss., Landover and Baltimore, Md., Alameda, Santa Marie, and Los Angeles, Calif., Columbia and Anderson, S.C., New Orleans and Shreveport, La., Birmingham, Gadsden, Anniston, Tuscaloosa, and Mobile, Ala., Memphis, Chattanooga, Nashville, and Knoxville, Tenn., Little Rock and Fort Smith, Ark., Charlotte, Biltmore, Raleigh, and Greensboro, N.C., Watertown and Boston, Mass., and Jersey City, Newark, Bayonne, and Kearny, N.J.

No. MC 118286, filed December 10, 1958. Applicant: EVERETT FREDRICKSON, 925 West 33d Street, Salt Lake City, Utah. Applicant's attorney: Bartly G. McDonough, 10 Executive Building, 455 East Fourth South, Salt Lake City 11, Utah. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables and bananas*, between points in California, Utah and Idaho. Applicant states that *exempt commodities* under section 203(b) (6) of part II of the Interstate Commerce Act, as amended by section 7(a) of the Transportation Act of 1958, were transported with the above commodities in mixed shipments, and also seeks authority to continue the operation.

No. MC 118350, filed December 10, 1958. Applicant: W. F. RAUSCH, 7742 Southern, Houston 17, Tex. Applicant's attorney: Joe G. Fender, Melrose Building, Houston 2, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from points in Alabama, Mississippi, Louisiana, and Texas to points in Texas, New Mexico, Tennessee, Illinois, Indiana, Arkansas, Missouri, Iowa, Minnesota, Nebraska, and Oklahoma.

No. MC 118675 (REPUBLICATION), filed November 24, 1958, published issue of April 8, 1959. Applicant: HERMAN RIVAS, JAIME GIRON AND WALTER RAMIREZ, doing business as R. G. R. TRUCKING, 470 Grand Avenue, Nogales, Ariz. Grandfather authority sought under Section 7 of the Transportation Act of 1958 to continue to operate as a *common and contract carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, between Tucson and Nogales, Ariz., and Los Angeles, Calif.

NOTE: Previous publication indicated the subject application was not timely filed under

Section 7 of the Transportation Act of 1958, and for that reason was being handled under the applicable provisions of Part II of the Interstate Commerce Act. Further investigation reveals that applicant had tendered an application which was received November 24, 1958. For that reason, the application has been accepted and is being processed as a request for the issuance of a permit to continue operations under Section 7 of the Transportation Act of 1958.

**HEARING:** Remains as assigned June 8, 1959, at the Arizona Corporation Commission, Phoenix, Ariz., before Joint Board No. 47, or if the Joint Board waives its right to participate, before Examiner Alton R. Smith.

No. MC 118677, filed December 10, 1958. Applicant: NITEHAWK MOTOR LINES, INCORPORATED, 1300 Shelton Avenue, Norfolk, Va. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, cocoa beans, coffee beans, tea, bananas, hemp, wool* imported from any foreign country, *wool tops and noils*, and *wool waste* (carded, spun, woven or knitted), between points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, the District of Columbia, Wisconsin, and Ports of Entry on the boundary between the United States and Canada in the applicable states herein involved.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 59-3133; Filed, Apr. 15, 1959;  
8:45 a.m.]

[Notice 110]

## MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 13, 1959.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 61898. By order of April 8, 1959, the Transfer Board approved the transfer to Consolidated Dump Transportation Co., Inc., of Thornton,

Ill., of Certificate No. MC 114177 issued June 24, 1954, to Consolidated Excavating and Trucking Co., Inc., of Thornton, Ill., authorizing the transportation of road paving material, street paving material and highway paving material, over irregular routes, between Chicago, Ill., on the one hand, and, on the other, points in Indiana within 75 miles of Chicago, Ill. Carl L. Steiner, 39 South La Salle Street, Chicago 3, Ill.

No. MC-FC 61928. By order of April 8, 1959, the Transfer Board approved the transfer to Guenin Trucking, Inc., Wabash, Ind., of the operating rights in Certificates Nos. MC 83087, MC 83087 Sub 1, and MC 83087 Sub 2, issued August 31, 1942, September 4, 1942, and September 5, 1945, respectively, to Ralph Deeter, Fairmount, Ind., authorizing the transportation, over irregular routes, of livestock, between points in Blackford, Delaware, Grant, Howard, Huntington, Madison, Miami, Tipton, Wabash, and Wells Counties, Ind., on the one hand, and, on the other, Chicago, Ill., Lexington and Danville, Ky., from points in the same specified Indiana counties to Cincinnati, Ohio, Ionia and Grand Rapids, Mich., buttermilk, from Chicago, Ill., and New Bremen, Ohio, to points in the Indiana counties specified above, agricultural machinery, implements, and parts thereof, from Chicago and Sandwich, Ill., and Coldwater, Ohio, to points in Grant, Madison, Blackford, Tipton, Howard, Wabash, Huntington, Delaware, and Miami Counties, Ind., and feed and fertilizer, from Chicago, Ill., to points in Blackford, Delaware, Grant, Howard, Huntington, Madison, Miami, Tipton, Wabash, and Wells Counties, Ind. Walter F. Jones, Jr., 706 Chamber of Commerce Building, Indianapolis 4, Indiana, for applicants.

No. MC-FC 61968. By order of April 8, 1959, the Transfer Board approved the transfer to Lois Clites, Hastings, Iowa, of the operating rights in Certificates Nos. MC 53462 and MC 53462 Sub 1, issued October 12, 1954, and August 10, 1950, respectively, to Keith Clites, authorizing the transportation, over irregular routes, of agricultural implements, furniture, coal, and building materials, from Omaha, Nebr., to Hastings, Iowa, and points within 15 miles of Hastings, feed and used farm machinery, between Hastings, Iowa, and points within 15 miles of Hastings, on the one hand, and on the other, points in Nebraska, emigrant movables and used farm equipment, between Hastings, Iowa, and points within 15 miles of Hastings, on the one hand, and, on the other, Bradford, Ill., and points within 15 miles of Bradford, emigrant movables, between Hastings, Iowa, and points within 15 miles of Hastings, on the one hand, and, on the other, Havana, Ill., and points within 25 miles of Havana, and sand, from Plattsmouth, Nebr., and points within 18 miles of Plattsmouth, to Hastings, Iowa, and points within 15 miles of Hastings.

No. MC-FC 62047. By order of April 8, 1959, the Transfer Board approved the

transfer to Vrable Motor Lines, Inc., of Norfolk, Va., of Permits Nos. MC 107422 issued June 30, 1947, and MC 107422 Sub 1, MC 107422 Sub 2 and MC 107422 Sub 3, all issued December 12, 1949, to Emily M. Vrable, doing business as Vrable Motor Lines of Norfolk, Va., authorizing the transportation of malt beverages, over irregular routes, from Norfolk, Va., to points in North Carolina; from Monroe, N.C., to points in Virginia, South Carolina, and Georgia; from Norfolk, Va., to points in North Carolina, South Carolina, and Georgia; and from Norfolk, Va., to points in West Virginia, Maryland, and the District of Columbia; and empty containers for malt beverages, over irregular routes, from points in North Carolina to Norfolk, Va., from points in Virginia, South Carolina, and Georgia, to Monroe, N.C.; and from North Carolina, South Carolina, Georgia, West Virginia, Maryland, and District of Columbia to Norfolk, and approved the substitution, as respondent, in Docket No. MC 107422 Sub 5. Vernon T. Forehand, 310 Board of Trade Building, Norfolk, Va., for applicants.

No. MC-FC 62087. By order of April 8, 1959, the Transfer Board approved the transfer to Albert L. Longstreet, doing business as Alert Storage, Philadelphia, Pennsylvania, of a certificate in No. MC 93489, issued June 4, 1958, to Albert L. Longstreet, Robert Longstreet and Elizabeth L. Beaumont, a partnership, doing business as Alert Storage, Philadelphia, Pennsylvania, authorizing the transportation, over irregular routes of household goods, as defined by the Commission, between Philadelphia, Pa., on the one hand, and, on the other, points in New Jersey, Connecticut, Rhode Island, Massachusetts, New York, Delaware, Maryland, and the District of Columbia. Leon Weinroth, Sixteen Sixteen Walnut Street, Philadelphia, 3, Pennsylvania.

No. MC-FC 62104. By order of April 8, 1959, the Transfer Board approved and authorized the transfer to Morton Schneider, doing business as Morton Transfer, Richmond, Va., of a certificate in No. MC 35541, issued September 19, 1958, to Virginia Transportation, Inc., Richmond, Va., authorizing the transportation, over irregular routes, of general commodities, excluding household goods as defined by the Commission, Commodities in bulk, and other specified commodities, between Richmond, Va., and the United States Airport, approximately four miles southwest of Richmond, Va., and between Richmond, Va., and Amptill, Va., and between points in Richmond, Va., serving Amptill and Richmond Deep Water Terminal, Va., in connection with the immediately above-described pick-up and delivery operations at Richmond, Va., and between Richmond, Va., and the Richmond General Depot, near Amptill, Va., and meats, meat products, meat by-products and dairy products, as defined by the Commission, in vehicles equipped for mechanical refrigeration, from Richmond, Va., to points in Virginia within 25 miles thereof. Henry E. Ketner, State Plant-

ers Bank Building, Richmond 19, Virginia.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 59-3171; Filed, Apr. 15, 1959;  
8:48 a.m.]

#### FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 13, 1959.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

#### Long-and-Short Haul

FSA No. 35360: *Flaxseed between points in Texas*. Filed by Texas-Louisiana Freight Bureau, Agent (No. 350), for interested rail carriers. Rates on flaxseed, carloads between specified points in Texas on the Texas and New Orleans Railroad Company via interstate routes.

Grounds for relief: Texas intrastate competition.

Tariff: Supplement 3 to Texas-Louisiana Freight Bureau tariff I.C.C. 899.

FSA No. 35361: *Bagasse and related articles to and between points in official territory*. Filed by O. E. Schultz, Agent (ER No. 2488), for interested rail carriers. Rates on bagasse (crushed sugar cane refuse), bagasse pith or sugar cane pith, dehydrated, carloads from points in southern territory to points in official (including Illinois) territory, and between points in Illinois territory.

Grounds for relief: Short line distance formula, grouping, relief line arbitraries, application of rates through points in higher-rated intermediate territories.

Tariffs: Supplement 21 to Trunk Line-Central territory Railroads tariff I.C.C. C-31. Supplement 60 to Illinois Freight Association tariff I.C.C. 899. Supplement 1 to Illinois Freight Association tariff 917.

FSA No. 35362: *Caustic soda—Plaquemine, La., to Pace, Fla.* Filed by Southwestern Freight Bureau, Agent (No. B-7524), for interested rail carriers. Rates on caustic soda, in solution, tank-car loads from Plaquemine, La., to Pace, Fla.

Grounds for relief: Market competition at Pace, Fla., with Baton Rouge and North Baton Rouge, La.

Tariff: Supplement 377 to Southwestern Freight Bureau tariff I.C.C. 4087.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 59-3170; Filed, Apr. 15, 1959;  
8:48 a.m.]

### DEPARTMENT OF JUSTICE

Office of Alien Property  
ANNEMARIE FROMBERG

#### Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant, Claim Nos., Property, and Location*

Mrs. Annemarie Fromberg, Grafing/b Munchen, Grandauerstrasse 1, Germany; Claim Nos. 61766 and 61767; \$555.88 in the Treasury of the United States, and, 70 shares of Canadian Pacific Railroad Co. \$25.00 par value Ordinary Capital Stock evidenced by Certificate Nos. L 488680 for 50 shares registered in the name of Schmidt & Co.; X 955833 for 10 shares, L 480702 for 9 shares and E 306277 for 1 share registered in the name of Brown Brothers Harriman & Co. All of these securities have been assigned to the Attorney General of the United States and are presently in the custody of the Safe-keeping Department of the Federal Reserve Bank of New York, New York. Vesting Order Nos. 17977 and 17979.

Executed at Washington, D.C., on  
April 9, 1959.

For the Attorney General.

[SEAL] PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.

[F.R. Doc. 59-3172; Filed, Apr. 15, 1959;  
8:48 a.m.]

#### MANUELA MARTINO ET AL.

#### Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date

of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant, Claim No., Property, and Location*

Manuela Martino, Monacilioni, Province of Campobasso, Italy; \$106.24 in the Treasury of the United States.

Filomena Martino, Via Albense No. 25, Comune Di Avezzano, Province of Aquila, Italy; \$106.24 in the Treasury of the United States.

Esterina Martino, Via Sangro No. 1, Comune Di Avezzano, Province of Aquila, Italy; \$106.24 in the Treasury of the United States.

Antonio Martino, Via Macerata n. 42, Rome, Italy; \$106.24 in the Treasury of the United States.

Miranda Martino, Via R. Malatesta No. 15, Rome, Italy; \$106.25 in the Treasury of the United States.

Claim No. 44723. Vesting Order No. 2416.

Executed at Washington, D.C., on  
April 9, 1959.

For the Attorney General.

[SEAL] PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.

[F.R. Doc. 59-3173; Filed, Apr. 15, 1959;  
8:48 a.m.]

#### GERDA RUTHEL

#### Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant, Claim No., Property, and Location*

Mrs. Gerda Ruthel, nee Schabrodt, Berlin-Zehlendorf, Germany; Claim No. 40103; \$195.84 in the Treasury of the United States. Vesting Order No. 5027.

Executed at Washington, D.C., on  
April 9, 1959.

For the Attorney General.

[SEAL] PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.

[F.R. Doc. 59-3174; Filed, Apr. 15, 1959;  
8:48 a.m.]



## CUMULATIVE CODIFICATION GUIDE—APRIL

A numerical list of the parts of the Code of Federal Regulations affected by documents published to date during April. Proposed rules, as opposed to final actions, are identified as such.

3 CFR	Page	8 CFR—Continued	Page	25 CFR	Page
<i>Proclamations:</i>		<i>Proposed rules:</i>		1	2650
3280	2609	245	2624	3	2650
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